

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 3 9 3 8 3 3 5

Company name in full M.J. Lavin Plant And Machinery Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) John

Surname Fisher

3 Liquidator's address

Building name/number 2nd Floor

Street 14 Castle Street

Post town Liverpool

County/Region

Postcode L 2 0 N E

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	^d 0	^d 5	^m 0	^m 4	^y 2	^y 0	^y 2	^y 3	
To date	^d 0	^d 4	^m 0	^m 4	^y 2	^y 0	^y 2	^y 4	

7 Progress report

<input checked="" type="checkbox"/> The progress report is attached	
---	--

8 Sign and date

Liquidator's signature	Signature X 	X							
Signature date	^d 1	^d 9	^m 0	^m 4	^y 2	^y 0	^y 2	^y 4	

**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 Julie Whitworth

Company name Parkin S Booth Ltd

Address 2nd Floor

14 Castle Street

Post town Liverpool

County/Region

Postcode L 2 O N E

Country

DX

Telephone 0151 236 4331

**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

M.J. Lavin Plant And Machinery Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £		From 05/04/2023 To 04/04/2024 £	From 05/04/2023 To 04/04/2024 £
	ASSET REALISATIONS		
	Bank Interest Gross	34.28	34.28
19,004.60	Book Debts	10,066.67	10,066.67
NIL	Property Improvements	NIL	NIL
1,000.00	Stock	NIL	NIL
		10,100.95	10,100.95
	COST OF REALISATIONS		
	Accountancy Fees	400.00	400.00
	Office Holders Expenses	15.70	15.70
	Specific Bond	80.00	80.00
	Statement of Affairs Fee	5,000.00	5,000.00
	Stationery & Postage	12.30	12.30
	Statutory Advertising	184.00	184.00
		(5,692.00)	(5,692.00)
	PREFERENTIAL CREDITORS		
(2,590.23)	Employee Arrears/Hol Pay	NIL	NIL
		NIL	NIL
	SECONDARY PREFERENTIAL CREDITORS		
(82,727.38)	HMRC - VAT & PAYE	NIL	NIL
		NIL	NIL
	UNSECURED CREDITORS		
(34,578.50)	Banks/Institutions	NIL	NIL
(281,449.82)	Directors	NIL	NIL
(6,519.00)	Inland Revenue	NIL	NIL
(42,046.67)	Loans	NIL	NIL
(47,694.63)	Redundancy and Notice Claims	NIL	NIL
(31,993.79)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
(2.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(509,597.42)		4,408.95	4,408.95
	REPRESENTED BY		
	Bank 1 Current		4,408.95
			4,408.95



John Fisher
Liquidator

LIQUIDATOR'S PROGRESS REPORT TO CREDITORS AND MEMBERS FOR THE YEAR ENDING 4 APRIL 2024

M.J. Lavin Plant And Machinery Limited ("**the Company**") – In Creditors' Voluntary Liquidation

EXECUTIVE SUMMARY

After taking into account asset realisations, together with fees and expenses incurred to date, together with estimated future realisations, fees and expenses, I think that it is unlikely that I will be able to make a distribution to any class of creditor.

STATUTORY INFORMATION

Company name:	M.J. Lavin Plant And Machinery Limited
Registration number:	03938335
Principal Trading Address:	7-11 New Hall Lane, Hoylake, Wirral, CH47 4BP
Registered Office:	2nd Floor, 14 Castle Street, Liverpool, L2 0NE
Principal trading activity:	Other business support service activities not elsewhere classified
Liquidator's names:	John Fisher
Liquidator's address:	2nd Floor, 14 Castle Street, Liverpool, L2 0NE
Liquidator's contact details:	nr@parkinsbooth.co.uk and 0151 236 4331.
Date of appointment:	5 April 2023

LIQUIDATOR'S ACTIONS SINCE THE APPOINTMENT OF THE LIQUIDATOR

There is certain work that I am required by the insolvency legislation to undertake in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since the appointment of the Liquidator is contained in Appendix 1.

RECEIPTS AND PAYMENTS

My Receipts & Payments Account for the period from 5 April 2023 to 4 April 2024 is attached at Appendix 2. All amounts are shown net of VAT. I have reconciled the account against the financial records that I am required to maintain. The balance of funds is held in an interest bearing estate bank account.

ASSETS

Bank Interest Gross

Bank Interest has been received in the sum of £34.28 during the period.

Book Debts

The Statement of Affairs estimated that the collection of the Company's book debts would realise the sum of £19,004.60. Book debts totalling £10,066.67 have been realised during the period.

It is estimated that there is one remaining debt that is realisable, totalling £5,133.33.

Stock

The Company's remaining Stock mainly consisted of metal, and it was scrapped prior to Liquidation.

PRE-APPOINTMENT FEES

The creditors previously authorised the payment of a fee of £5,000 for my assistance with preparing the statement of affairs and arranging the deemed consent procedure for creditors to appoint a liquidator.

The fee for preparing the statement of affairs and arranging the deemed consent procedure for creditors to appoint a liquidator was paid from realisations made in the Liquidation and is shown in the enclosed receipts and payments account.

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. I am required by the Statements of Insolvency Practice to undertake such an initial investigation and the work detailed below has been undertaken in connection with that initial investigation.

Specifically, I recovered, listed and reviewed the Company's accounting records; obtained and reviewed copy bank statements for the 36 months prior to the Company ceasing to trade from the Company's bankers; and compared the information in the Company's last set of accounts with that contained in the statement of affairs lodged in the Liquidation and made enquiries about the reasons for the changes.

There were no matters that justified further investigation in the circumstances of this appointment.

Finally, within three months of my appointment as Liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that my report has been submitted.

LIQUIDATOR'S REMUNERATION

My remuneration was approved by the creditors on 5 May 2023 on a time cost basis based on a fee estimate of £25,103.83. The fees estimate acts as a cap, and I cannot draw remuneration in excess of that estimate without first seeking approval from the creditors. My total time costs to 4 April 2024 amount to £10,961.50, representing 54.45 hours of work at a blended charge out rate of £201.31 per hour. The actual blended charge out rate incurred compares with the estimated blended charge out rate of £194.15 in my fees estimate. There is a difference in the blended rate charged, compared with the estimated blended rate because of increased time spent by the case manager realising the book debts.

I have not been able to draw any remuneration in this matter.

A detailed schedule of my time costs incurred to date compared with my original fees estimate is attached as Appendix 3.

Based on current information I do not expect my total time costs to exceed my estimated remuneration I set out in my fees estimate when my remuneration was authorised by the creditors.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at www.r3.org.uk/technical-library/england-wales/technical-guidance/creditor-guides/. Details about how an office holder's fees may be approved for each case type are available in a series of Guidance Notes issued with Statement of Insolvency Practice 9, and they can be accessed at www.parkinsbooth.co.uk. There are different versions of these Guidance Notes, and in this case please refer to the most recent version. Please note that we have also provided further information about an office holder's remuneration and expenses in our practice fee recovery sheet, which can be accessed at www.parkinsbooth.co.uk.

LIQUIDATOR'S EXPENSES

Expenses are any payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also includes disbursements. Disbursements are payments which are first met by the office holder and then reimbursed to the office holder from the estate. Expenses are split into:

- category 1 expenses, which are payments to persons providing the service to which the expense relates who are not an associate of the office holder; and
- category 2 expenses, which are payments to associates or which have an element of shared costs. Before being paid category 2 expenses require approval in the same manner as an office holder's remuneration.

Category 1 expenses

I have incurred the following category 1 expenses in the Liquidation:

Nature of category 1 expense	Amount incurred in reporting period
Specific Penalty Bond	£80.00
Stationery & Postage	£12.30
Statutory Advertising	£184.00
Total	£276.30

I have paid category 1 expenses of £276.30 to date, as indicated in the attached receipts and payments account.

I have used the following professional advisors in the reporting period:

Professional Advisor	Nature of Work	Basis of Fees
Haines Watts	Accountancy	Time Costs

The professional adviser has processed the final payroll, closed the pension scheme and dealt with an insurance policy.

My choice of professional advisors was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also confirmed that they hold appropriate regulatory authorisations. I have reviewed the fees they have charged and am satisfied that they are reasonable in the circumstances of this case and represents value for money.)

Category 2 expenses

I am required to seek approval before I can pay any expenses to associates or pay expenses where there is an element of shared costs, which are known as category 2 expenses. I have obtained approval to pay the following category 2 expenses. I have incurred the following category 2 expenses in the Liquidation:

Nature of category 2 expense	Amount incurred in reporting period
Officeholder's expenses - Travel	£15.70
Total	£15.70

I have paid category 2 expenses of £15.70 to date, as indicated in the attached receipts and payments account.

LIABILITIES

Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has granted the following charges:

- Barclays Bank Plc Fixed and Floating Charge dating from 4 August 2006

The legislation requires that if the Company has created a floating charge after 15 September 2003, a prescribed part of the Company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there are no monies due to Barclays Bank Plc under their debenture, and as such, the prescribed part provisions do not apply.

Preferential Creditors

The statement of affairs anticipated £2,590.23 in respect of ordinary preferential creditors relating to employee claims, and £82,727.38 in respect of secondary preferential creditors relating to HMRC's claim. No claims have been received from the Redundancy Payments Office or HMRC to date.

Crown Creditors

The statement of affairs included £6,519 owed to HMRC in respect of their non-preferential claim. No claim has been received from HMRC to date.

Non-preferential unsecured Creditors

The statement of affairs included 36 non-preferential unsecured creditors with an estimated total liability of £390,068.78. I have received claims from 9 creditors at a total of £42,671.24. I have not received claims from 28 creditors with original estimated claims in the statement of affairs of £350,490.28.

DIVIDEND PROSPECTS

After taking into account asset realisations, together with fees and expenses incurred to date, together with estimated future realisations, fees and expenses, I think that it is unlikely that I will be able to make a distribution to any class of creditor.

FURTHER INFORMATION

An unsecured creditor may, with the permission of the Court, or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question), request further details of the Liquidator's remuneration and expenses within 21 days of their receipt of this report. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, and/or the basis of the Liquidator's remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

To comply with the Provision of Services Regulations, some general information about Parkin S Booth Ltd can be found at www.parkinsbooth.co.uk.

SUMMARY

The Liquidation will remain open until the remaining book debt has been fully resolved. I estimate that this will take approximately 12 months and once resolved the Liquidation will be finalised and our files will be closed.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Nicola Roberts on 0151 236 4331, or by email at nr@parkinsbooth.co.uk.

A handwritten signature in black ink, appearing to read 'John Fisher', with a stylized, cursive script.

John Fisher
LIQUIDATOR

Appendix 1 Details of Work undertaken to date

Administration

This represents the work involved in the routine administrative functions of the case by the office holder and their staff, together with the control and supervision of the work done on the case by the office holder (and their managers). It does not give direct financial benefit to the creditors, but has to be undertaken by the office holder to meet their requirements under the insolvency legislation and the Statements of Insolvency Practice, which set out required practice that an office holder must follow.

Case planning - devising an appropriate strategy for dealing with the case and giving instructions to staff to undertake the work on the case.

Setting up physical case files

Setting up the case on the practice's electronic case management system and entering data.

Issuing the statutory notifications to creditors and other required on appointment as office holder, including gazetting the office holder's appointment.

Obtaining a specific penalty bond (this is insurance required by statute that every insolvency office holder must obtain for each insolvency appointment).

Convening a decision procedure to seek a decision from creditors to approve the basis of remuneration.

Supervising the work of advisors instructed on the case to assist in dealing with pension schemes; obtaining reports and updates from them on the work done; and checking the adequacy of the work done.

Dealing with all routine correspondence and emails relating to the case.

Opening, maintaining and managing the estate bank account.

Creating, maintaining and managing a cashbook.

Undertaking regular bank reconciliations of the estate bank account.

Reviewing the adequacy of the specific penalty bond on a quarterly basis.

Undertaking periodic reviews of the progress of the case.

Overseeing and controlling the work done on the case by case administrators.

Preparing, reviewing and issuing annual progress reports to creditors and members.

Filing returns at Companies House.

Preparing and filing VAT returns.

Preparing and filing Corporation Tax returns.

Realisation of assets:

This represents the work involved in the protection and realisation of assets, which is undertaken directly for the benefit of creditors.

Corresponding with debtors and attempting to collect outstanding book debts.

Supervising the work of advisors instructed on the case to assist in dealing with the collection of book debts; obtaining reports and updates from them on the work done; and checking the adequacy of the work done.

Liaising with the bank regarding the closure of the account.

Creditors

Claims of creditors - the office holder needs to maintain up to date records of the names and addresses of creditors, together with the amounts of their claims as part of the management of the case, and to ensure that notices and reports can be issued to the creditors. The office holder also needs to deal with correspondence and queries received from creditors regarding their claims and dividend prospects as they are received. The office holder is required to undertake this work as part of their statutory functions

Employees - The office holder needs to deal with the ex-employees in order to ensure that their claims are processed appropriately by the Redundancy Payments Service. The office holder is required to undertake this work as part of their statutory functions.)

Obtaining information from the case records about employee claims.

Completing documentation for submission to the Redundancy Payments Service.

Corresponding with employees regarding their claims.

Supervising the work of advisors instructed on the case to assist in dealing with employee claims; obtaining reports and updates from them on the work done; and checking the adequacy of the work done.

Liaising with the Redundancy Payments Service regarding employee claims.

Dealing with creditor correspondence, emails and telephone conversations regarding their claims.

Maintaining up to date creditor information on the case management system.

Investigations:

The insolvency legislation gives the office holder powers to take recovery action in respect of what are known as antecedent transactions, where assets have been disposed of prior to the commencement of the insolvency procedure, and also in respect of matters such as misfeasance and wrongful trading. The office holder is required by the Statements of Insolvency Practice to undertake an initial investigation in all cases to determine whether there are potential recovery actions for the benefit of creditors.

Recovering the books and records for the case.

Listing the books and records recovered.

Submitting an online return on the conduct of the Directors as required by the Company Directors Disqualification Act.

Conducting an initial investigation with a view to identifying potential asset recoveries by seeking and obtaining information from relevant third parties, such as the bank, accountants, solicitors, etc.

Reviewing books and records to identify any transactions or actions the office holder may take against a third party in order to recover funds for the benefit of creditors

M.J. Lavin Plant And Machinery Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 05/04/2023 To 04/04/2024 £	From 05/04/2023 To 04/04/2024 £
	ASSET REALISATIONS	
	Bank Interest Gross	34.28
19,004.60	Book Debts	10,066.67
NIL	Property Improvements	NIL
1,000.00	Stock	NIL
		<u>10,100.95</u>
	COST OF REALISATIONS	
	Accountancy Fees	400.00
	Office Holders Expenses	15.70
	Specific Bond	80.00
	Statement of Affairs Fee	5,000.00
	Stationery & Postage	12.30
	Statutory Advertising	184.00
		<u>(5,692.00)</u>
	PREFERENTIAL CREDITORS	
(2,590.23)	Employee Arrears/Hol Pay	NIL
		<u>NIL</u>
	SECONDARY PREFERENTIAL CREDITORS	
(82,727.38)	HMRC - VAT & PAYE	NIL
		<u>NIL</u>
	UNSECURED CREDITORS	
(34,578.50)	Banks/Institutions	NIL
(281,449.82)	Directors	NIL
(6,519.00)	Inland Revenue	NIL
(42,046.67)	Loans	NIL
(47,694.63)	Redundancy and Notice Claims	NIL
(31,993.79)	Trade & Expense Creditors	NIL
		<u>NIL</u>
	DISTRIBUTIONS	
(2.00)	Ordinary Shareholders	NIL
		<u>NIL</u>
(509,597.42)		<u>4,408.95</u>
	REPRESENTED BY	
	Bank 1 Current	<u>4,408.95</u>
		<u>4,408.95</u>



John Fisher
Liquidator

Appendix 3 Time Costs Summary

Time Entry - Detailed SIP9 Time & Cost Summary

M254 - M.J. Lavin Plant And Machinery Limited
To: 04/04/2024
Project Code: POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
200 On Appointment	0.00	1.00	0.00	4.60	5.60	840.00	150.00
210 General Case Administration	1.90	3.90	0.00	1.30	7.10	1,594.60	224.65
230 Cashiering	0.00	0.60	0.00	3.60	4.20	639.00	152.14
Admin & Planning	1.90	5.50	0.00	9.50	16.90	3,073.50	181.86
400 Creditors - General	0.00	3.40	0.00	2.35	5.75	1,165.00	202.65
410 Employees	0.00	0.00	1.60	6.24	7.84	1,614.00	205.85
420 Pensions	0.00	0.00	0.00	0.20	0.20	23.00	115.00
Creditors	0.00	3.40	2.20	10.50	16.10	3,023.00	187.76
500 Investigations	0.60	12.05	0.00	0.00	12.65	2,605.00	205.93
Investigations	0.60	12.05	0.00	0.00	12.65	2,605.00	205.93
100 Pre Appointment	0.40	0.00	0.00	0.00	0.40	130.00	325.00
Pre Appointment	0.40	0.00	0.00	0.00	0.40	130.00	325.00
310 Debt Collector	0.00	2.40	6.00	0.00	8.40	2,130.00	253.57
Realisation of Assets	0.00	2.40	6.00	0.00	8.40	2,130.00	253.57
Total Hours	2.90	23.35	8.20	20.00	54.45	10,961.50	201.31
Total Fees Claimed						0.00	