

LIQ03

Notice of progress report in voluntary winding up



Companies House

MONDAY



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18/12/2017

#186

COMPANIES HOUSE

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1 Company details

Company number 0 6 7 7 6 2 4 0

Company name in full Crest Global Automotive UK Ltd

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Andrew

Surname Little

3 Liquidator's address

Building name/number Wynyard Park House

Street Wynyard Avenue

Post town Wynyard

County/Region

Postcode T S 2 2 5 T B

Country

4 Liquidator's name

Full forename(s) Kerry

Surname Pearson

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number Wynyard Park House

Street Wynyard Avenue

Post town Wynyard

County/Region

Postcode T S 2 2 5 T B

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	d	2	d	0	m	1	m	0	y	2	y	0	y	1	y	6
To date	d	1	d	9	m	1	m	0	y	2	y	0	y	1	y	7

7 Progress report

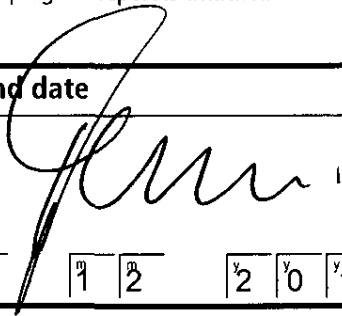
☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	1	d	4	m	1	m	2	y	2	y	0	y	1	y	7
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**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 **Kerry Pearson**

Company name **Baldwins Restructuring and Insolvency Limited**

Address **Wynyard Park House**

Wynyard Avenue

Post town **Wynyard**

County/Region

Postcode **T S 2 2 5 T B**

Country

DX

Telephone **01642 221 331**

**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**

Do not send 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

**Joint Liquidators' Annual
Progress Report to
Creditors & Members**

**Crest Global Automotive UK Ltd
- In Liquidation**

For the period ending 19 October 2017

Crest Global Automotive UK Limited - IN LIQUIDATION

CONTENTS

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- 2** Progress of the Liquidation
- 3** Creditors
- 4** Joint Liquidators' Remuneration
- 5** Creditors' Rights
- 6** Next Report

APPENDICES

- A** Receipts and Payments Account for the Period from 20 October 2016 to 19 October 2017
- B** Additional information in relation to Joint Liquidators' Fees, Expenses & Disbursements

1 Introduction and Statutory Information

- 1.1 Peter William Gray and Kerry Pearson, of Baldwins Restructuring and Insolvency Limited, Wynyard Park House, Wynyard Avenue, Wynyard, TS22 5TB, were appointed as Joint Liquidators' of Crest Global Automotive UK Ltd (the **Company**) on 20 October 2016.
- 1.2 On 23 June 2017 Andrew Little of Baldwins Restructuring and Insolvency Limited, Wynyard Park House, Wynyard Avenue, Wynyard, TS22 5TB replaced Peter William Gray following an order granted in the High Court of Justice Chancery Division, Newcastle Upon Tyne District Registry.
- 1.3 This progress report covers the period from 20 October 2016 to 19 October 2017 (**the Period**) and should be read in conjunction with any previous reports which have been issued.
- 1.4 The principal trading address of the Company was Midland Bank Chambers, 6a North Terrace, Seaham, County Durham, SR7 7EU.
- 1.5 The registered office of the Company has been changed to Wynyard Park House, Wynyard Avenue, Wynyard, TS22 5TB and its registered number is 06776240.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period and an explanation of the work done by the Joint Liquidators' and their staff.
- 2.2 At Appendix A is my Receipts and Payments Account for the Period.
- 2.1 During this period the Joint Liquidators submitted appointment paperwork to Companies House and circulated the director's report to the members and creditors. The Joint Liquidators' appointment was also advertised in the London Gazette. Investigations into the Company's affairs and dealings were undertaken as is required by statute and file reviews were completed. The Joint Liquidators maintained an up to date account of receipts and payments throughout the period and dealt with creditor enquiries as and when they were received.

Administration (including statutory compliance & reporting)

- 2.2 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Further details about this work is outlined to creditors in our fees information which has been circulated alongside this report.
- 2.3 Where the costs of statutory compliance work or reporting to creditors exceeds the initial estimate, it will usually be because the duration of the case has taken longer than anticipated, possibly due to protracted asset realisations, which have in turn placed a further statutory reporting requirement on the Joint Liquidators'.
- 2.4 As noted in our fees information, this work will not necessarily bring any financial benefit to creditors, but is required on every case by statute.

Realisation of Assets

Cash at Bank

- 2.5 During this reporting period the Joint Liquidators have received the sum of £6,459.68 by way of Cash at Bank.

2.6 Bank Interest

- 2.7 The sum of £0.14 has been received by way of bank interest. HM Revenue & Customs have been notified of the corporation tax return submission.

Creditors (claims and distributions)

- 2.8 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. The Joint Liquidators are not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.9 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2.10 The above work will not necessarily bring any financial benefit to creditors generally, however the Joint Liquidators are required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Joint Liquidators in dealing with those claims.
- 2.11 We consider the following matters worth noting in our report to creditors at this stage:
- There are approximately 2 unsecured creditor claims in this case with a value per the directors statement of affairs of £225,000.
 - A search of Companies House has revealed that there are no secured charges registered against the Company.
 - There have been no preferential claims received in this matter.

Investigations

- 2.12 Some of the work the Joint Liquidators are required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Joint Liquidators can pursue for the *benefit of creditors*.
- 2.13 We can confirm that we have submitted a report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986. As this is a confidential report, we are unable to disclose the contents.

Crest Global Automotive UK Limited - IN LIQUIDATION

- 2.14 Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account any information provided by creditors.
- 2.15 Our investigations revealed the following issues:
- 2.16 A potential preference claim against the director in relation to funds withdrawn from the Company account prior to commencement of liquidation under Section 239 Insolvency Act 1986. The Joint Liquidators have corresponded with the director and the Company's accountants to establish the position. Those investigations are ongoing.

Matters still to be dealt with

- 2.17 The Joint Liquidators require approval of remuneration by way of a decision process. The report detailing the basis of the remuneration will be circulated in due course.
- 2.18 As detailed above, there is also a potential claim against the director which the Joint Liquidators continue to investigate.

Unsecured Creditors

- 2.19 We have received claims totalling £231,773.01 from 1 creditors. We are yet to receive claims from 1 creditors whose debts total £13,000.00 as per the Company's statement of affairs.
- 2.20 The Company did not grant any floating charges to a secured creditor. Accordingly, there is no requirement to create a fund out of the Company's net floating charge property for unsecured creditors (known as the **Prescribed Part**), which only applies to charges created after 15 September 2003.
- 2.21 We are uncertain at this stage whether or not there will be funds available for a distribution in this matter. This will be dependent upon whether or not any realisations are made in relation to the potential claim against the director for a preference payment under Section 239 Insolvency Act 1986.

3 Joint Liquidators' Remuneration

- 3.1 We have yet to have our remuneration approved by the creditors. We will issue a separate report for fee approval in due course. A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <https://baldwinsaccountants.co.uk/wp-content/uploads/2016/09/Guide-to-Liquidators-Fees-AfterOct2015.pdf>.
- 3.2 Attached as Appendix B is additional information in relation to the Joint Liquidators' fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

4 Creditors' Rights

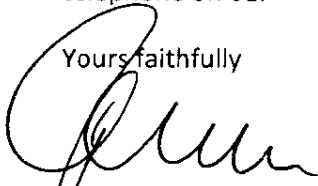
- 4.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Joint Liquidators provide further information about their remuneration or expenses which have been itemised in this progress report.

- 4.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Joint Liquidators remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Joint Liquidators', as set out in this progress report, are excessive.

5 Next Report


- 5.1 We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless we have concluded matters prior to this, in which case we will write to all creditors with my final account.
- 5.2 If you have any queries in relation to the contents of this report, we can be contacted by telephone on 0191 411 2468 or by email at michelle.fegan@baldwinandco.co.uk.

Yours faithfully



Andrew Little and Kerry Pearson
Joint Liquidators

Crest Global Automotive UK Ltd
(In Liquidation)
Liquidators' Summary of Receipts & Payments

Statement of Affairs £	From 20/10/2016 To 19/10/2017 £	From 20/10/2016 To 19/10/2017 £
ASSET REALISATIONS		
Cash at Bank	6,459.68	6,459.68
Bank Interest Gross	0.14	0.14
	<u>6,459.82</u>	<u>6,459.82</u>
COST OF REALISATIONS		
Accounting Fees	500.00	500.00
Preparation of Statement of Affairs	4,862.32	4,862.32
	<u>(5,362.32)</u>	<u>(5,362.32)</u>
	<u>1,097.50</u>	<u>1,097.50</u>
REPRESENTED BY		
Vat Receivable		1,072.47
Estate Current Account		25.03
		<u>1,097.50</u>
		 Kerry Pearson Liquidator

Additional Information in Relation to the Joint Liquidators' Fees, Expenses & Disbursements**1 Staff Allocation and the Use of Sub-Contractors**

- 1.1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.
- 1.2 The constitution of the case team will usually consist of a Director, a Senior Manager, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.
- 1.3 We are not proposing to utilise the services of any sub-contractors in this case.

2 Professional Advisors

- 2.1 On this assignment we have used the professional advisors listed below. We have also indicated alongside, the basis of our fee arrangement with them, which is subject to review on a regular basis.

Name of Professional Advisor	Basis of Fee Arrangement
Chipchase Nelson Chartered Accountants	Fixed Fee

- 2.2 Our choice was based on our perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of our fee arrangement with them.

Current position of Joint Liquidators' expenses

- 2.3 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below:

	Incurred but not paid to date £	Total anticipated cost £
Statutory advertising	140.00	140.00
Specific penalty bond	34.00	34.00
Total	174.00	174.00

- 2.4 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above.

- 2.5 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidators' fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above.