

WU07

Notice of progress report in a winding-up by the court



Companies House

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

1 Company details

Company number 0 7 3 3 1 0 4 4

Company name in full Umbrella Loans Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) David John

Surname Standish

3 Liquidator's address

Building name/number c/o Interpath Ltd

Street 5th Floor, 130 St Vincent Street

Post town Glasgow

County/Region

Postcode G 2 5 H F

Country

4 Liquidator's name ①

Full forename(s) Blair Carnegie

Surname Nimmo

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number c/o Interpath Ltd

Street 5th Floor, 130 St Vincent Street

Post town Glasgow

County/Region

Postcode G 2 5 H F

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 0	^d 7	^m 0	^m 1	^y 2	^y 0	^y 2	^y 3
To date	^d 0	^d 6	^m 0	^m 1	^y 2	^y 0	^y 2	^y 4

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

Id. Saito

X

Signature date

^d 0	^d 4	^m 0	^m 3	^y 2	^y 0	^y 2	^y 4
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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 **Sarah Coyne**

Company name **Interpath Ltd**

Address **5th Floor, 130 St Vincent Street**

Glasgow

Post town

County/Region

Postcode **G 2 5 H F**

Country

DX

Telephone **Tel +44 (0) 141 648 4300**

**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

Progress Report

For the period from 7 January 2023 to 6 January 2024

Company name	Umbrella Loans Limited - in liquidation (“the Company”)
Court details	Manchester District Registry No. 2228 of 2018
Winding up order date	30 May 2018
Petition date	09 March 2018
Appointment date	07 January 2019
Liquidators	David John Standish and Blair Carnegie Nimmo
Contact details for case administrator	<p>Sarah Coyne 0141 648 4334</p> <p>Email: Sarah.Coyne@interpathadvisory.com</p>
Assets	<p>There have been no asset realisations in this period, other than bank interest of £1,789. The assets remaining to be realised and the progress made in the realisation of these assets are summarised in Appendix 2.</p>
Dividend prospects	<p>The Company’s largest creditors are various pension schemes (“the Schemes”), who each have Dalriada Trustees Limited appointed as the sole trustee.</p> <p>Two of the Schemes have outstanding Debentures registered against the Company’s assets.</p> <p>The timing and quantum of any dividend to creditors will depend wholly on the level of realisations from the Company’s Loan Books and other assets.</p>
Joint Liquidators’ Remuneration	<p>The basis of the liquidators’ remuneration has been fixed by reference to time costs by a creditors resolution passed on 7 March 2019. An analysis of the time incurred during the period is detailed in Appendix 4.</p>
Joint Liquidators’ Expenses	<p>Expenses totalling £97,899.03 have been incurred for this period and are shown in Appendix 5.</p> <p>The receipts and payments for the period are shown in Appendix 1.</p>

Creditors’ rights are explained in detail in Appendix 5

Appendix 1 – Joint Liquidators' Receipts and Payments

ASSET REALISATIONS			
3,084,393.00	Book debts	NIL	32,270.00
9,099.00	Cash at bank	NIL	111,943.81
		NIL	144,213.81
OTHER REALISATIONS			
	Interest net	1,788.99	3,053.70
	ISA suspense int gross	NIL	23,933.91
	OR credit balance	NIL	20,760.79
		1,788.99	47,748.40
COST OF REALISATIONS			
	Cheque/Payable order fee	(0.45)	(2.70)
	Liquidator's fees	(80,000.00)	(80,000.00)
	Irrecoverable VAT	(16,302.09)	(26,585.74)
	Legal fees	(1,500.00)	(52,768.50)
	Legal outlays	NIL	(62.84)
	Storage costs	(10.58)	(44.57)
	Statutory advertising	NIL	(73.00)
	Bank charges	(88.00)	(710.00)
		(97,901.12)	(160,247.35)
FLOATING CHARGE CREDITORS			
(3,466,036.00)	Floating charge	NIL	NIL
		NIL	NIL
DISTRIBUTIONS			
(100.00)	Ordinary shareholders	NIL	NIL
		NIL	NIL
(372,644.00)		(96,112.13)	31,714.86
REPRESENTED BY			
	ISA		31,714.86
			31,714.86

Appendix 2

Assets Realisation and Progression

1. Background

The Official Receiver ('OR') was appointed liquidator of the Company on 30 May 2018.

Blair C Nimmo and David J Standish were subsequently appointed as Joint Liquidators on 7 January 2019, replacing the OR.

Please note that the contact details for your primary case contacts may have changed. Please check the insolvency portal at <https://www.ia-insolv.com/case+INTERPATH+UJ204F4150.html> for the latest contact details.

2. Asset realised to date

As outlined previously, we have received the credit balance held in the OR's liquidation bank account. At the date of appointment, the balance of the OR's account was £20,760.79.

From the date of our appointment, we have repatriated funds from the Company's pre-appointment bank account, totalling £111,943.81. This relates to loan repayments made by the Company's debtors, in relation to unsecured and secured loan agreements.

During the period, there have been no asset realisations, other than Bank interest of £1,789.

3. Progress report on the realisation of the remaining assets

3.1 Joint Liquidators' Loan Book strategy and legal advice

The Company's loan book comprises various secured and unsecured loans to individuals. TLT Solicitors ('TLT') were appointed by the OR to review and provide advice in respect of these loans.

TLT were retained by the Joint Liquidators to assist with their investigations into the loan book and subsequent options and / or strategy to realise the loan book.

The Joint Liquidators liaised closely with TLT and consulted with the Financial Conduct Authority ('FCA') in respect of various issues inherent with the Company's loan books (which are detailed in our previous progress report) and a strategy for pursuing the remaining balances was agreed.

3.1.1 Secured Loan Book

The secured loan book comprises 9 loans originally provided by Firmus Secured Loans Limited ('Firmus'), secured against individual borrowers' own residential properties. These loans were transferred to the Company by Firmus in 2015.

The securities associated with these loans, however, were not assigned in favour of the Company at the time the corresponding loans were transferred. Consequently, the securities remained registered with the Land Registry in favour of Firmus, rather than the Company. As a result, neither the Company nor Joint Liquidators were able to discharge or otherwise deal with these securities. Matters were further complicated by the fact that Firmus was dissolved on 14 June 2018, following a liquidation process.

We have had extensive consultation with TLT and the FCA to understand the best course of action to rectify the Company's title over the security attached to i) properties in England & Wales; and ii) properties in Scotland.

As previously reported, following preparatory work and a detailed application to the Land Registry, we have been successful in achieving a transfer of the security instruments securing loans made in England & Wales. We have therefore written to individual borrowers situated in England & Wales with a view to agreeing the settlement of loan balances (and discharge of associated security).

It was established that our only possible course of action in respect of properties in Scotland is via an application to the Court to obtain a Court order for the Joint Liquidators to manage the securities. However, the outstanding balance of debt due under each of the Scottish loans is not of sufficient value to justify the Joint Liquidators making such an application.

We have therefore reached out to the individual borrowers situated in Scotland to advise that we consider there to be no further sums due and that we are unfortunately not in a position to deal with the discharge of their security.

3.1.2 Unsecured Loan Book

Following legal advice, it was not deemed appropriate or economical to continue pursuing the unsecured loan book and all remaining amounts have been written off.

3.2 Cash at Bank

In relation to any post appointment borrower repayments, we will continue to arrange periodic transfers of any credits into the Company's pre-appointment bank account to the liquidation bank account.

Appendix 3

Statutory Information

Company details	
Company Name	Umbrella Loans Limited
Registered No	07331044
Trading address	Gilbert Wakefield House, 67 Bewsey Street, Warrington, WA2 7JQ
Registered office	4th Floor, Tailors Corner, Thirsk Row, Leeds, LS1 4DP
Appointment	
Liquidators	7 January 2019 by the Secretary of State.
Office holder details	<p>David John Standish was appointed on 7 January 2019 and is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England & Wales.</p> <p>Blair Carnegie Nimmo was appointed on 7 January 2019 and is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England & Wales.</p>
Functions	The functions of the office holders are being exercised by any or one of them in accordance with section 231(2) Insolvency Act 1986.
Application of EC regulations	EC regulations apply and these proceedings are Main Proceedings as defined in Article 3 of the EC regulations.

Appendix 4

Analysis of Liquidators' time costs

The Joint Liquidators' remuneration was fixed by reference to the time properly spent attending to matters arising in the liquidation, subject to our fee estimate of £175,033.

As detailed in Appendix 2, the work undertaken during the recent accounting period of the liquidation has focused on investigating / progressing matters with the loan books and attending to the statutory matters arising in the liquidation.

I consider the basis of my remuneration and the estimate to be appropriate at this time. Our time costs to date exceed the approved fee estimate. However, the Joint Liquidators do not consider it necessary to update the fee estimate, as the time costs to be recovered shall not exceed those outlined in the fee estimate.

For reference, please find below a copy of the fee estimate provided to creditors ahead of the decision which approved it on 7 March 2019.

Fee estimate

Estimated time costs for the engagement			
	Estimated total hours	Estimated time cost (£)	Estimated average hourly rate (£)
Administration & Planning			
Cashiering - processing receipts, payments and bank reconciliations	22.50	7,492.50	333.00
General - books & records, fees & work in progress	10.00	3,295.00	329.50
Statutory and compliance - appointment & related formalities, bonding, checklist & reviews, reports to secured creditors, advertising, strategy	100.00	41,297.50	412.98
Tax - VAT & Corporation tax, initial reviews, pre and post appointment tax	10.00	4,000.00	400.00
Creditors			
Creditors and claims - general correspondence, notification of appointment, statutory reports	22.00	7,769.00	353.14
Employees - correspondence	0.40	124.00	310.00
Investigations			
Directors - correspondence, statement of affairs, questionnaires	16.00	6,430.00	401.88
Investigations - director conduct and affairs of the Company	49.00	18,225.00	371.94
Realisation of Assets			
Asset Realisation - including insurance of assets	200.00	86,400.00	432.00
Total	429.90	175,033.00	407.15

Time cost analysis

Administration & planning						
Bankrupt/Director/Member						
General correspondence	1.50	0.50		2.00	1,435.00	717.50
Cashiering						
General (Cashiering)		0.50	0.40	0.90	397.50	441.67
Reconciliations (& IPS accounting reviews)			0.50	0.50	185.00	370.00
General						
Fees and WIP		2.80		2.80	1,456.00	520.00
Statutory and compliance						
Budgets & Estimated outcome statements		0.40		0.40	198.00	495.00
Checklist & reviews		1.70	0.40	2.10	1,140.00	542.86
Strategy documents		0.40	0.40	0.80	318.00	397.50
Tax						
Post appointment corporation tax		0.10		0.10	53.00	530.00
Creditors						
Creditors and claims						
Statutory reports	0.80	2.90		3.70	2,150.50	581.22
Investigation						
Investigations						
Correspondence re investigations			0.90	0.90	238.50	265.00
Mail redirection		0.10		0.10	53.00	530.00
Review of pre-appt transactions			0.30	0.30	79.50	265.00
Realisation of assets						
Asset Realisation						
Cash and investments		0.70	0.10	0.80	471.00	588.75
Debtors	1.00	7.40	2.20	10.60	5,568.50	525.33
Total in period	3.30	17.50	5.20	0.00	26.00	13,743.50

Brought forward time (appointment date to SIP 9 period start date) 389.65 162,139.80

SIP 9 period time (SIP 9 period start date to SIP 9 period end date)	26.00	13,743.50	
Carry forward time (appointment date to SIP 9 period end date)	415.65	175,883.30	

All staff who have worked on this assignment, including cashiers and secretarial staff, have charged time directly to the assignment and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the assignment but is reflected in the general level of charge out rates.

All time shown in the above analysis is charged in units of six minutes.

Charge-out rates

Managing Director	725	780
Director	675	725
Associate Director	590	635
Manager	495	530
Senior Associate	345	370
Associate	245	265
Support	155	165

Appendix 5

Schedule of expenses incurred for the period

Schedule of expenses (07/01/2023 to 06/01/2024)

Expenses (£)	Incurred and paid in the period (£)	Incurred in the period not yet paid (£)	Total (£)
Cost of realisations			
Cheque/Payable order fee	0.45	0.00	0.45
Liquidator's fees	80,000.00	13,743.50	93,743.50
Irrecoverable VAT	16,302.09	0.00	16,302.09
Legal fees	1,500.00	0.00	1,500.00
Storage costs	10.58	0.00	10.58
Bank charges	88.00	0.00	88.00
TOTAL	97,901.12	13,743.50	111,644.60

For reporting purposes, it is Interpath policy to show costs and expenses net of VAT. Where the Company is not registered for VAT, the VAT element is shown as 'Irrecoverable VAT' in the attached receipts and payments account and schedule of expenses.

Creditors' rights

As a creditor you have a right to request further information and to challenge the liquidators' remuneration and expenses.

Creditors are reminded that the basis upon which the liquidators' remuneration is to be charged has been agreed. The quantum is supported by an analysis of time costs in Appendix 4. Any additional information regarding liquidators' remuneration and / or other expenses incurred for the period is available from the liquidators upon request by any secured creditor or one or more unsecured creditor(s) whose claim(s) total at least 5% in value of the unsecured debt (in accordance with rule 18.9 of the Insolvency (England and Wales) Rules 2016 ("IR2016")). This request must be made within 21 days of receipt of the report.

In addition, creditors are reminded that the quantum can be challenged by any secured creditor or one or more unsecured creditor(s) whose claim(s) total at least 10% in value of the unsecured debt (in accordance with rule 18.34 IR2016) by making an application to Court within eight weeks of receipt of this report.

The full text of these rules can be provided upon request or can be viewed on the following website: <http://www.legislation.gov.uk/ukSI/2016/1024/contents/made>

Appendix 6

About this report

This report has been prepared by David John Standish and Blair Carnegie Nimmo, the Joint Liquidators of Umbrella Loans Limited, solely to comply with their statutory duty under the Insolvency Rules (England and Wales) 2016 to provide members and creditors with an update on the progress of the liquidation of the estate, and for no other purpose.

This report has not been prepared in contemplation of it being used, and is not suitable to be used to inform any decision in relation to the debt of or any financial interest in the Company.

Any person that chooses to rely on this report for any purpose or in any context other than under the Insolvency Rules (England and Wales) 2016 does so at their own risk. Any estimated outcomes for creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for individual creditors.

David John Standish is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England & Wales.

Blair Carnegie Nimmo is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in Scotland.

We are bound by the Insolvency Code of Ethics.

The Officeholders are Data Controllers of personal data as defined by the Data Protection Act 2018. Personal data will be kept secure and processed only for matters relating to the appointment. For further information, please see our Privacy policy at – www.interpathadvisory.com/privacy-insolvency.

The appointments of the Joint Liquidators are personal to them and, to the fullest extent permitted by law, Interpath Ltd does not assume any responsibility and will not accept any liability to any person in respect of this Report or the conduct of the liquidation.