

# LIQ14

## Notice of final account prior to dissolution in CVL



Companies House

MONDAY



A12 \*A8B7DBFU\* 05/08/2019 #318  
COMPANIES HOUSE

### 1 Company details

Company number   
Company name in full

→ Filling in this form  
Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s)   
Surname

### 3 Liquidator's address

Building name/number   
Street   
Post town   
County/Region   
Postcode   
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.

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## 6 Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

:

## 7 Final account

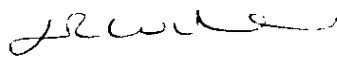
☒ I attach a copy of the final account.

## 8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

0

2

0

8

2

0

1

9

# LIQ14

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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	Sophie Hunt				
Company name	Cullen & Co UK Limited				
Address	52 Ravensfield Gardens				
	Epsom				
Post town	Surrey				
County/Region					
Postcode	K	T	1	9	0 S R
Country					
DX					
Telephone	0203 8877 200				



### 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)

# **Liquidator's Final Account to Creditors and Members**

## **R. W. Wilmshurst Plant Hire LLP - In Liquidation**

**31 May 2019**

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### **APPENDICES**

**Receipts and Payments Account from 12 July 2018 to 31 May 2019, together with Cumulative Receipts and Payments Account from 12 July 2017 to 31 May 2019**

**Additional Information in Relation to the Liquidator's Fees, Expenses & Disbursements**

## **1 Introduction**

- 1.1 I, Lauren Rachel Cullen, of Cullen & Co UK Limited, 52 Ravensfield Gardens, Epsom, Surrey, KT19 0SR, was appointed as Liquidator of R. W. Wilmshurst Plant Hire LLP (the LLP) on 12 July 2017. The affairs of the LLP are now fully wound-up and this is my final account of the liquidation, which covers the period since my last progress report (the **Period**).
- 1.2 Information about the way that we will use, and store personal data on insolvency appointments can be found at <https://www.cullenco.co.uk/privacy-policy>. If you are unable to download this, please contact us and a hard copy will be provided to you.
- 1.3 The trading address of the LLP was Brandfold, North Road, Goudhurst, Cranbrook, TN17 1JJ. The business traded under the partnership name.
- 1.4 The registered office of the LLP was changed to 52 Ravensfield Gardens, Epsom, KT19 0SR and its registered number is OC383747.

## **2 Receipts and Payments**

- 2.1 Attached is an account of my Receipts and Payments for the Period with a comparison to the designed members' statement of affairs values, which includes a cumulative account since my appointment. The Receipts and Payments account provides details of the remuneration charged and expenses incurred and paid by the Liquidator.

## **3 Work undertaken by the Liquidator**

- 3.1 This section of the report provides creditors with an overview of the work undertaken in the liquidation since my last progress report together with information on the overall outcome of the liquidation.

### ***Administration (including statutory compliance & reporting)***

- 3.2 As you may be aware, the Liquidator must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. Details about the work I anticipated undertaking in this regard was outlined previously.
- 3.3 Where the costs of statutory compliance work or reporting to creditors exceeded 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 Liquidator.
- 3.4 As noted in my initial fees estimate/information, this work has not necessarily brought any financial benefit to creditors, but is work required on every case by statute.

### ***Realisation of Assets***

#### ***Cash at Bank***

- 3.5 As reported previously, the sum of £6,000 was received in respect of the credit balance held in the Company's account, in the first year of the liquidation.

*R. W. Wilmshurst & Co. Limited*

- 3.6 The sum of £25,400.04 was received from the above company in respect of an intercompany debt. That sum represented a first and final dividend of 26.19 pence in the pound on the LLP's claim in its liquidation of £96,981.91.
- 3.7 The liquidation has now closed and there will be no further receipts.

***Creditors (claims and distributions)***

- 3.8 Further information on the outcome for creditors in this case can be found at section 4 of this report. A liquidator is not only required to deal with correspondence and claims from unsecured creditors, 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 as well as dealing with the general handling of communications with stakeholders, such as customers and suppliers.
- 3.9 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal. There were no preferential creditors in this case.
- 3.10 The above work will not necessarily bring any financial benefit to creditors generally and the more creditors there are on an assignment, the higher the resultant cost will usually be, however a liquidator is required by statute to undertake this work. In this case I have declared and paid a distribution to the unsecured creditors of the company, in addition to my usual reporting requirements.

***Investigations***

- 3.11 You may recall from my first progress report to creditors that some of the work the Liquidator is 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 Liquidators can pursue for the benefit of creditors.
- 3.12 My report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy under the CDDA 1986 was submitted during the first year of the liquidation and is confidential.
- 3.13 Since my last progress report I would advise that no further asset realisations have come to light that may be pursued by me for the benefit of creditors.

**4 Outcome for Creditors**

***Secured Creditors***

- 4.1 There are no secured creditors.

***Preferential Creditors***

- 4.2 There are no preferential creditors.

### ***Unsecured Creditors***

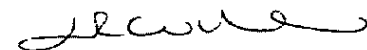
- 4.3 I received claims totalling £209,989.13 from 2 creditors. As previously reported one claim was rejected in its entirety. The only remaining creditor was H M Revenue & Customs (HMRC) who submitted a claim in the sum of £179,979.13.
- 4.4 As detailed in my previous annual progress report I did not agree with the claim submitted by HMRC. At the date of my last report I was waiting to see whether HMRC would resubmit their claim so I need not consider rejecting the same.
- 4.5 I continued to liaise with HMRC and the protracted correspondence continued. Unfortunately, I could not reach an agreement with HMRC to resubmit their claim. However, as HMRC were the only creditor in the liquidation, the dividend they would receive would have been the same, irrespective of the quantum of their claim.
- 4.6 On that basis I declared a first and final dividend to unsecured creditors on 26 April 2019. I was unable to specify a 'pence in the pound' figure but the total sum distributed, of £2,431.94, was sent to HMRC. The cheque was cashed and I have heard nothing further from them.

### **5 Liquidator's Remuneration & Expenses**

- 5.1 The basis of the Liquidator's remuneration was fixed as a set amount of £18,050 plus VAT.
- 5.2 I would confirm that I have drawn my fee in full in the sum of £18,050 plus VAT.
- 5.3 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <https://www.cullenco.co.uk/liqsfees2017>.
- 5.4 Attached is additional information in relation to my fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers.

### **6 Conclusion**

- 6.1 This final account will conclude my administration of this case. The Notice accompanying this account explains creditors rights on receipt of this information and also when I will vacate office and obtain my release as Liquidator.



**Lauren Rachel Cullen**  
Liquidator

**R.W. Wilmshurst Plant Hire LLP**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

<b>Statement of Affairs</b>		<b>From 12/07/2018 To 31/05/2019</b>	<b>From 12/07/2017 To 31/05/2019</b>
<b>£</b>		<b>£</b>	<b>£</b>
	<b>ASSET REALISATIONS</b>		
20,000.00	R.W. Wilmshurst & Co. Limited	25,400.04	25,400.04
6,000.00	Cash at Bank	NIL	6,000.00
		25,400.04	31,400.04
	<b>COST OF REALISATIONS</b>		
	Specific Bond	400.00	400.00
	Preparation of S. of A.	NIL	5,000.00
	Office Holders Fees	18,050.00	18,050.00
	Legal Fees (1)	400.00	400.00
	VAT	3,761.35	4,761.35
	Statutory Advertising	356.75	356.75
		(22,968.10)	(28,968.10)
	<b>UNSECURED CREDITORS</b>		
(30,000.00)	Trade & Expense Creditors	NIL	NIL
(113,470.26)	HM Revenue & Customs - PAYE	2,431.94	2,431.94
		(2,431.94)	(2,431.94)
<b>(117,470.26)</b>		<b>0.00</b>	<b>0.00</b>
	<b>REPRESENTED BY</b>		
			<b>NIL</b>

Note:



## **Additional Information in Relation to the Liquidator's Fees, Expenses & Disbursements**

### **Staff Allocation and the Use of Sub-Contractors**

The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The constitution of the case team will usually consist of a Partner, 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.

We are not proposing to utilise the services of any sub-contractors in this case.

### **Professional Advisors**

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.

<b>Name of Professional Advisor</b>	<b>Basis of Fee Arrangement</b>
Summit Law LLP (legal advice in respect of creditor claim)	£250 per hour originally, this rose to £400 as a partner attended to the case

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.

### **Liquidator's Expenses & Disbursements**

The estimate of expenses (including disbursements) which were anticipated at the outset of the Liquidation was provided to creditors when the basis of my fees were approved, a copy of which is set out below:

<b>Expense</b>	<b>Estimated cost £</b>
Statutory Advertising	300.00
Specific Penalty Bond	400.00
Stationery and Postage	25.00

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.

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. This firm does not charge any Category 2 disbursements