

The Insolvency Act 1986

Notice to Registrar of Companies of  
Voluntary Arrangement Taking EffectPursuant to section 4 of, or  
paragraph 30 of Schedule A1 to,  
the Insolvency Act 1986**S. 4/ Para 30  
Sch A1**

For Official Use

|  |  |  |  |  |  |
|--|--|--|--|--|--|
|  |  |  |  |  |  |
|  |  |  |  |  |  |

Company number

SC267543

To the Registrar of Companies

Name of company

(a) Insert full name of  
company

(a) Metech Recycling (UK) Limited

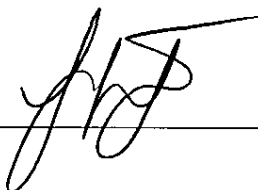
(b) Insert full name and  
addressthe chairman of meetings held in pursuance of section 4 of the Insolvency Act 1986 on  
(d) 11 December 2015

enclose a copy of my report of the said meetings.

(c) Delete as applicable

(d) Insert date

Signed



Date

16/12/15

Presenter's name,  
address and reference  
(if any)Joanne Wright  
Wilson Field Limited  
The Manor House  
260 Ecclesall Road South  
Sheffield  
S11 9PS  
METE01F

For Official Use

Liquidation section

Post Room

FRIDAY



A30

\*A4MIRXVN\*

18/12/2015

#281

COMPANIES HOUSE

Fiona Grant.

**Chairman's Report to the Court on a Meeting of Creditors and Members  
Pursuant to section 4 of The Insolvency Act 1986**

**In the Ayr Sheriff Court - B646/15 of 2015**

**Re: Metech Recycling (UK) Limited**

**Of: Unit 49 Hirwaun Industrial Estate, Aberdare, Mid Glamorgan, CF44 9UP**

I, Joanne Wright of Wilson Field Limited, The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS, hereby report to the Court as follows:

**Creditors' Meeting**

A meeting of creditors was held on 7 December 2015 at 10.30am at The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS pursuant to Section 3 of the Insolvency Act 1986.

The meeting was adjourned and held on 11 December 2015 at 10.30am, at The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS pursuant to Section 3 of the Insolvency Act 1986.

At that meeting the proposals for a Company Voluntary Arrangement (CVA) were accepted with modifications by creditors, incorporating the appointment of Joanne Wright and Fiona Grant of Wilson Field Limited, The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS, as Joint Supervisors.

The details of the resolutions proposed at the adjourned meeting and votes cast by creditors on each resolution are as follows:

Resolution 1 – That the Proposals be approved – all creditors

|                        |                    |             |
|------------------------|--------------------|-------------|
| For the Resolution     | <u>£285,876.07</u> | <u>100%</u> |
| Against the Resolution | <u>Nil</u>         | <u>0%</u>   |

In accordance with Rule 1.19 of the Insolvency Rules 1986, a majority of greater than the required 75% of creditors voting (by value) approved the CVA. Details of how creditors voted is provided below.

Details of all creditors voting for acceptance:-

| Proxy holder                      | Creditor                      | Amount<br>£ |
|-----------------------------------|-------------------------------|-------------|
| Chairman                          | A & L H Environmental Limited | 6,054       |
| Chairman                          | @Green Enterprises Limited    | 111,000     |
| Chairman                          | HM Revenue and Customs        | 64,259.06   |
| Chairman                          | HM Revenue and Customs        | 61,394.54   |
| Chairman                          | Qpac Ltd                      | 1,848       |
| Chairman                          | Rhondda Cynon Taf Council     | 39,119      |
| Total voting for acceptance:      |                               | 285,876.07  |
| Percentage voting for acceptance: |                               | 100%        |

No Creditors voted to reject the proposals.

@Denotes a connected creditor

In addition and also in accordance with Rule 1.19 of the Insolvency Rules 1986, a majority greater than 50% of creditors voting (by value) but which excluded the votes of connected creditors, approved the CVA

Resolution 2 – That the Proposals be approved – excluding connected creditors

|                        |                    |             |
|------------------------|--------------------|-------------|
| For the Resolution     | <u>£174,876.07</u> | <u>100%</u> |
| Against the Resolution | <u>Nil</u>         | <u>0%</u>   |

No creditors were present in person but all were represented by proxy.

The resolution was accepted, subject to the attached modifications.

#### **Members' Meeting**

A meeting of the Company's members was held on 7 December 2015 at 10.30am at The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS pursuant to Section 3 of the Insolvency Act 1986.

The meeting was adjourned and held on 11 December 2015 at 10.30am, at The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS pursuant to Section 3 of the Insolvency Act 1986. The following members attended the meeting either in person or by proxy and voted unanimously to approve the proposals for a CVA:

| <b>Member</b>                            | <b>Shares<br/>Held</b> |
|--|------------------------|
| Green Enterprises Limited                | 207,535                |
| Haart Enterprises Limited                | 1,867,820              |
| <b>Total voting for acceptance:</b>      | <b>2,075,355</b>       |
| <b>Percentage voting for acceptance:</b> | <b>100%</b>            |

The EC Regulation on Insolvency Proceedings applies. These proceedings are main proceedings as defined in Article 3 of the Regulation. The Company's centre of main interest is within the United Kingdom.

Dated this 14th day of December 2015

  
\_\_\_\_\_  
Chairman

|  |  |
|--|--|
| Modifications proposed by Voluntary Arrangements Service (VAS) on behalf of H M Revenue & Customs in respect of: - |  |
| METECH RECYCLING (UK) LTD  |  |
| If any of the modifications are not accepted then the VAS vote(s) must be taken as a rejection.                    |  |
| <b>EFFECT</b>  |  |
| 1.   | (Interpretation) Any modification to the entire proposal approved by creditors and accepted by the company shall wholly supersede any contradictory terms or implied provisions in the proposal. Any conflicting modification(s) proposed by creditors shall be fully resolved prior to approval of the proposal in order that the intention of the modification is given priority and effect.   |
| 2.   | (Variation) No variation shall be proposed following approval of the arrangement that would cause or have the effect of varying or removing <u>modifications imposed by HMRC</u> in support of the proposal without the express agreement of the HMRC Voluntary Arrangements Service.  |
| 3.   | (Variation) The company shall not, within 12 months of approval of the arrangement, propose a variation that will reduce the yield to creditors below that forecast unless the Supervisor can provide clear evidence that the resolution results from changed trading circumstances that could not have been foreseen when the proposal was made to creditors. The Supervisor's evidence together with supporting financial information and notice of a creditors' vote shall be circulated to creditors giving at least 14 days clear notice. No variation fee shall be drawn without creditors' approval.  |
| <b>HMRC CLAIM(S)</b>   |  |
| 4.   | (HMRC claim) The HMRC claim in the arrangement will include PAYE/NIC together with assessed tax, levy or duty (VAT) due to the day before the meeting to approve the arrangement and CTSA / assessed tax for the accounting period(s) ended on or before the date of approval of the arrangement.  |
| 5.   | (Post approval returns and liabilities) All statutory returns and payments due to HMRC post approval of the arrangement shall be provided on or before their due date.   |
| 6.   | (Outstanding returns) Should any statutory accounts and returns be overdue at the date of the creditors' meeting they shall be provided to HMRC within one calendar month of the approval date together with any other information required in support of the return.  |
| 7.   | (Dividend prohibition) No non preferential distribution will be made until the HMRC Final Claim has been made and the supervisor has admitted the claim for dividend purposes.   |
| 8.   | (Expenses of arrangement) CTSA / VAT due on realisation of assets included in the arrangement will be regarded as an expense of realising the asset payable out of the net sale proceeds.  |
| 9.   | <p>(Tax-Overpayments) Set-off of refunds due from the Crown against debts due to the Crown will be in accordance with statute and established legal principles.</p> <p>Any repayment due to the company for periods for which claims arise under the arrangement, when so ever they may arise, shall firstly be offset against HMRC's claims in the arrangement. Any remaining surplus shall be similarly applied to the claims of other Crown departments and should any surplus remain it shall be repaid to the company.</p> <p>Any repayments due to the company for periods that arise after the arrangement shall be applied to any post approval HMRC liability with any surplus being repaid to the company.</p> |

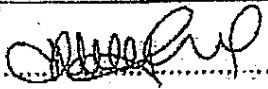
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| GENERAL                    |  |
|----------------------------|--|
| 10.                        | (Co debtors) The release of the company from its debts by the terms of CVA shall not operate as a release of any co-debtor for the same debts.   |
| 11.                        | (Termination) The arrangement shall terminate upon:<br><br>(a) The making of a winding up order against the company, the passing of a winding up resolution or the company going into administration.<br><br>(b) (where there is express authority for the supervisor so doing) the supervisor issuing a certificate of termination.   |
| 12.                        | (Arrangement trusts) Upon termination of the arrangement the trusts expressed or implied shall cease, save that assets already realised shall (after provision for supervisor's fees and disbursements) be distributed to arrangement creditors.   |
| 13.                        | (Non-compliance) Failure to comply with any express term of the arrangement shall constitute a breach of the company's obligation under the arrangement. The supervisor shall work with the company to remedy any breach of obligation. Rule 1.19 shall apply where any variation is proposed.<br><br>If any breach of obligation is not remedied within 30 days of its occurrence this shall constitute default of the CVA that cannot be remedied and the supervisor shall petition for a winding up order.  |
| CONTRIBUTIONS/REVIEWS      |  |
| 14.                        | (Payments) The company is to make no fewer than 60 monthly voluntary contributions of not less than £5,000.00 during the term of the arrangement.  |
| 15.                        | (Annual contribution review) The supervisor is to conduct a full review, at each anniversary of the arrangement, based upon the month end immediately preceding the anniversary of the arrangement of the company's business income and expenditure. To enable the supervisor to perform this function management accounts to include Profit and Loss for the preceding 12 months shall be furnished to the supervisor together with the relevant balance sheet and cash flow projection for the following 12 month period within one month of the anniversary. The supervisor shall obtain an increase in voluntary contributions of not less than 50% of any rise in net income after provision for tax. |
| 16.                        | (Associated creditors) The associated creditors namely Green Enterprises Ltd in the sum of £111,000.00 have offered to defer their claims in the arrangement. For the avoidance of doubt their offer is to waive their dividend entitlement in favour of all non-associated creditors under the arrangement. Thus the claims of the connected creditors shall be compromised within and shall not survive the arrangement or be paid outside.  |
| 17.                        | (Duration) The duration of the arrangement shall not exceed 66 months without the prior approval of a 75% majority in value of creditors' claims voting on the resolution.   |
| 18.                        | (Contributions) Should any voluntary contribution fall 30 days into arrears or fall below the amount specified in the arrangement and remain so after 30 days this shall constitute a failure of the arrangement and the Supervisor shall petition for the compulsory winding up of the company.   |
| DIRECTORS AND SHAREHOLDERS |  |
| 19.                        | The directors of the company shall not:  |

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|                   |  |
|-------------------|--|
|                   | <p>a) declare or pay any dividend to themselves or the shareholders of the company for the duration of the voluntary arrangement.</p> <p>b) declare or pay themselves additional remuneration and or fees above the current level received.</p> <p>c) increase the remuneration of any person involved in the management of the business, whether by way of increase in salary, payment, bonus or benefit.</p> <p>d) enter into any contract or undertaking for the sale of the business nor dispose of the goodwill or of any assets or goodwill forming part of or essential to its continuing trade.</p> <p>e) create or extend any mortgage, debenture, charge or security over any part of the company/business except for those that subsist at the date of the proposal. This shall not affect any commercial factoring or similar arrangement.</p> |
| <b>COMPLETION</b> |  |
| 20.               | The arrangement shall not be capable of successful completion until all unsecured, non-preferential creditors claiming in the arrangement have received a minimum dividend of 100 pence in the pound (p/£).  |
| <b>FEES</b>       |  |
| 21.               | (Expenses of VA) HMRC petition costs are to be paid as an expense of the arrangement in priority to the unpaid nominee's fees and expenses as at the date of the meeting of creditors, supervisor's fees, remuneration and disbursements.  |
| 22.               | (Fees) Both nominee and supervisor's fee together, shall not exceed £60,000.00 (capped at 20% of realisations) throughout the duration of the Voluntary arrangement.   |
| 23.               | (Winding up fees) On the day of the creditors meeting which approves the proposal the company shall pay over to the nominee in cleared funds sufficient for winding up proceedings against the company. Should the full amount of cleared funds not be received by the time of the meeting of creditors this shall be deemed non-acceptance of this modification and as such HMRC's vote shall be counted as one for rejection of the proposal.  |
| 24.               | The supervisor shall confirm in their report of the meeting of creditors that sufficient funding has been received.  |

Signed

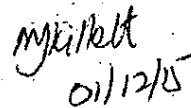


Name

June Hughes  
Collector

Date

1 December 2015

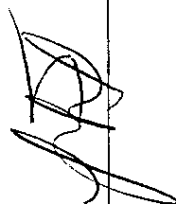


AUTHORISED TO SIGN ON BEHALF OF HM REVENUE &amp; CUSTOMS

**Wilson Field Limited  
Metech Recycling (UK) Limited**

**STATEMENT OF ATTENDANCE AND PROXIES AT A MEETING OF CREDITORS HELD ON 11/12/2015**

|  | Amount owed as<br>per debtor's SoA | Proof of<br>debt lodged | Total Represented By<br>creditors | Voting at<br>Meeting | General<br>Proxy | For<br>Proposal | Against<br>Proposal | Abstain<br>from Voting | Invalid/No<br>Proxy |
|--|------------------------------------|-------------------------|-----------------------------------|----------------------|------------------|-----------------|---------------------|------------------------|---------------------|
| 1 CA00 A & L H Environmental Services Li | 4,959.78                           | 6,054.00                | 6,054.00 Chairman                 | 6,054.00             |                  | 6,054.00        |                     |                        | 7,252.54            |
| 2 CA01 Arrow Value Recovery UK Ltd       | 0.00                               | 7,252.54                | 7,252.54                          |                      |                  |                 |                     |                        | 1,458.55            |
| 3 CB01 Blackwood Industrial Supplies     | 1,458.55                           | 0.00                    | 1,458.55                          |                      |                  |                 |                     |                        | 491.40              |
| 4 CB02 Bridge Valley                     | 491.40                             | 0.00                    | 491.40                            |                      |                  |                 |                     |                        | 686.76              |
| 5 CB03 British Telecommunications        | 686.76                             | 0.00                    | 686.76                            |                      |                  |                 |                     |                        | 3,088.80            |
| 6 CB05 BSI                               | 3,088.80                           | 0.00                    | 3,088.80                          |                      |                  |                 |                     |                        | 1,431.24            |
| 7 CB06 Budget Car & Van Hire             | 1,431.24                           | 0.00                    | 1,431.24                          |                      |                  |                 |                     |                        | 570.00              |
| 8 CB07 Burden Transport                  | 570.00                             | 0.00                    | 570.00                            |                      |                  |                 |                     |                        | 23.04               |
| 9 CB08 Burns Pet Nutrition Ltd           | 23.04                              | 0.00                    | 23.04                             |                      |                  |                 |                     |                        | 1,725.15            |
| 10 CC00 Clarity Environmental Ltd        | 1,725.15                           | 0.00                    | 1,725.15                          |                      |                  |                 |                     |                        | 6,842.85            |
| 11 CC01 Cardiff & Vale ULHB              | 0.00                               | 6,842.85                | 6,842.85                          |                      |                  |                 |                     |                        | 5,831.22            |
| 12 CC02 CCV Cardiff Insurance Brokers    | 5,831.22                           | 0.00                    | 5,831.22                          |                      |                  |                 |                     |                        | 206.27              |
| 13 CC06 Chubb Fire Ltd                   | 206.27                             | 0.00                    | 206.27                            |                      |                  |                 |                     |                        | 492.00              |
| 14 CD00 D A Brash & Sons Limited         | 492.00                             | 0.00                    | 492.00                            |                      |                  |                 |                     |                        | 269.68              |
| 15 CE00 Eden Springs Ltd                 | 269.68                             | 0.00                    | 269.68                            |                      |                  |                 |                     |                        | 2,180.00            |
| 16 CE01 Environment Agency               | 2,180.00                           | 0.00                    | 2,180.00                          |                      |                  |                 |                     |                        | 72.00               |
| 17 CE04 Euro Connexions                  | 72.00                              | 0.00                    | 72.00                             |                      |                  |                 |                     |                        | 6,995.02            |
| 18 CE05 Electronic Motion Systems Ltd    | 6,995.02                           | 0.00                    | 6,995.02                          |                      |                  |                 |                     |                        | 997.52              |
| 19 CG00 G M Gas Supplies Ltd             | 997.52                             | 0.00                    | 997.52                            |                      |                  |                 |                     |                        | 466.42              |
| 20 CG01 Green Oak Solutions Ltd          | 233.21                             | 0.00                    | 466.42                            |                      |                  |                 |                     |                        |                     |
| 21 CG02 @Green Enterprises Limited       | 111,000.00                         | 111,000.00              | 111,000.00 Chairman               | 111,000.00           |                  | 111,000.00      |                     |                        |                     |
| 22 CH01 HM Revenue & Customs             | 51,243.23                          | 64,259.06               | 64,259.06 Chairman                | 64,259.06            |                  | 64,259.06 *     |                     |                        |                     |
| 23 CH02 HM Revenue & Customs             | 58,256.00                          | 51,394.54               | 51,394.54 Chairman                | 51,394.54            |                  | 51,394.54 *     |                     |                        |                     |
| 24 CJ01 JS Pallets                       | 240.00                             | 0.00                    | 240.00                            |                      |                  |                 |                     |                        | 240.00              |
| 25 CJ02 John Pearce (Glyneath) Limited   | 11,126.10                          | 12,201.47               | 12,201.47 Chairman                | 12,201.47            |                  | 12,201.47       |                     |                        |                     |
| 26 CM00 Mantell Trading SA               | 3,000.00                           | 0.00                    | 3,000.00                          |                      |                  |                 |                     |                        | 3,000.00            |
| 27 CN00 Natural Resources Wales          | 229.65                             | 0.00                    | 229.65                            |                      |                  |                 |                     |                        | 229.65              |
| 28 CN01 npower Ltd                       | 1,354.73                           | 0.00                    | 1,354.73                          |                      |                  |                 |                     |                        | 1,354.73            |
| 29 CN02 NSA PCCARE                       | 28.26                              | 0.00                    | 28.26                             |                      |                  |                 |                     |                        | 28.26               |
| 30 CO00 Olivetti                         | 65.14                              | 0.00                    | 65.14                             |                      |                  |                 |                     |                        | 65.14               |
| 31 CO01 Olympus, Gyrus Medical Ltd       | 114.12                             | 0.00                    | 114.12                            |                      |                  |                 |                     |                        | 114.12              |
| 32 CP00 Paper House Plus Ltd             | 212.25                             | 0.00                    | 212.25                            |                      |                  |                 |                     |                        | 212.25              |
| 33 CP01 PK Safety                        | 706.06                             | 706.06                  | 706.06                            |                      |                  |                 |                     |                        | 706.06              |
| 34 CQ00 Qpac Ltd                         | 1,638.00                           | 1,848.00                | 1,848.00 Chairman                 | 1,848.00             |                  | 1,848.00        |                     |                        |                     |
| 35 CR00 RGC Consulting                   | 300.00                             | 0.00                    | 300.00                            |                      |                  |                 |                     |                        | 300.00              |
| 36 CR01 Rhondda Cynon Taf Council        | 47,819.00                          | 39,119.00               | 39,119.00 Chairman                | 39,119.00            |                  | 39,119.00       |                     |                        |                     |
| 37 CS00 Sage (UK) Ltd                    | 653.01                             | 0.00                    | 653.01                            |                      |                  |                 |                     |                        | 653.01              |
| 38 CS01 S C C                            | 9,132.16                           | 0.00                    | 9,132.16                          |                      |                  |                 |                     |                        | 9,132.16            |



Signature

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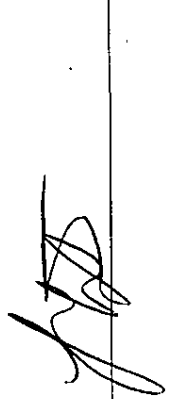
Wilson Field Limited  
Metech Recycling (UK) Limited

STATEMENT OF ATTENDANCE AND PROXIES AT A MEETING OF CREDITORS HELD ON 11/12/2015

|               |      | Amount owed as<br>per debtor's SoA | Proof of<br>debt lodged | Total Represented By<br>creditors | Voting at<br>Meeting | General<br>Proxy | For<br>Proposal                     | Against<br>Proposal         | Abstain<br>from Voting      | Invalid/No<br>Proxy |
|---------------|------|------------------------------------|-------------------------|-----------------------------------|----------------------|------------------|-------------------------------------|-----------------------------|-----------------------------|---------------------|
| 39            | CS02 | SDV Ltd                            | 3,072.00                | 3,072.00                          |                      |                  |                                     |                             |                             | 3,072.00            |
| 40            | CS03 | Siarad Network Ltd                 | 131.60                  | 131.60                            |                      |                  |                                     |                             |                             | 131.60              |
| 41            | CS04 | Stark                              | 198.00                  | 198.00                            |                      |                  |                                     |                             |                             | 198.00              |
| 42            | CS05 | Swansea University                 | 5,100.00                | 5,100.00                          |                      |                  |                                     |                             |                             | 5,100.00            |
| 43            | CV02 | Veolia Environmental Services UK   | 2,396.70                | 2,396.70                          |                      |                  |                                     |                             |                             | 2,396.70            |
| 44            | CW00 | Welsh Government                   | 420.00                  | 420.00                            |                      |                  |                                     |                             |                             | 420.00              |
| 45            | CW01 | Western Security Systems Ltd       | 92.40                   | 92.40                             |                      |                  |                                     |                             |                             | 92.40               |
| 46            | CW02 | Welsh Contact Centre Forum         | 40.00                   | 40.00                             |                      |                  |                                     |                             |                             | 40.00               |
| <b>Totals</b> |      | <b>340,280.05</b>                  | <b>300,677.52</b>       | <b>354,442.61</b>                 | <b>285,876.07</b>    | <b>0.00</b>      | <b>285,876.07</b><br><b>100.00%</b> | <b>0.00</b><br><b>0.00%</b> | <b>0.00</b><br><b>0.00%</b> | <b>68,566.54</b>    |

\* - Agreed with modifications  
@ - Denotes associate creditor

Signature \_\_\_\_\_





**Metech Recycling (UK) Limited**

**Company Voluntary Arrangement**

**Ayr Sheriff Court - B646/15 of 2015**

**CREDITOR'S STATEMENT OF CLAIM**

Name and address of creditor:

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Amount claimed in the CVA:  
(Including VAT)

£ 

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Signature of creditor:

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Name of creditor:

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Telephone:

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Fax:

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E-mail:

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Date:

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Please provide appropriate documentation in support of your claim.

If you are registered for VAT the amount claimed should include VAT even if VAT bad debt relief has been claimed under the Value Added Tax Act 1994.

Please return this form when you have completed it to Wilson Field Limited, The Manor House, 260 Ecclesall Road South, Sheffield, S11 9PS.

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Creditors registered for VAT may be able to claim VAT bad debt relief in accordance with Section 36 Value Added Tax Act 1994. In broad terms relief is available when the debt is six months old and "written off" by the creditor entering it on his VAT refunds-for-bad-debts-account.

Claims lodged in the voluntary arrangement should be gross, including any VAT element. If/when dividends are paid, creditors who have claimed VAT bad debt relief must apportion the dividend between VAT and the net element of their claim and account to HM Revenue & Customs for the VAT element through their VAT return.

Insolvency practitioners have no role in administering VAT bad debt relief under the Value Added Tax Act 1994. Creditors who are uncertain how to claim should contact their VAT office or take professional advice.