

## Section 94

## The Insolvency Act 1986

**Return of Final Meeting in a  
Members' Voluntary Winding Up  
Pursuant to Section 94 of the  
Insolvency Act 1986**

# S94

For Official Use

To the Registrar of Companies

Company Number

2851411

Name of Company

Powergen Overseas Holdings Limited

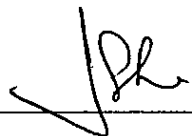
I / We

Jeremy Simon Spratt  
PO Box 695  
8 Salisbury Square  
London  
EC4Y 8BB

John David Thomas Milsom  
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8 Salisbury Square  
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give notice that a general meeting of the company was ~~held~~/summoned for 28 October 2011 pursuant to section 94 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been conducted, and the property of the company has been disposed of and that ~~the same was done accordingly~~ / no quorum was present at the meeting

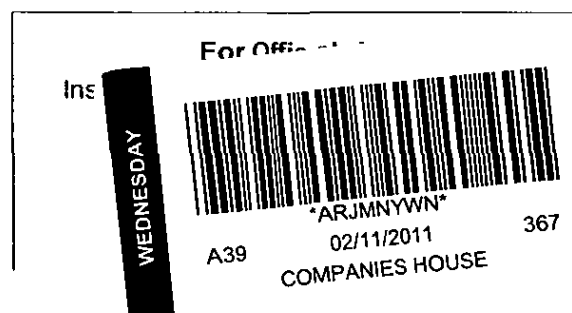
Signed



Date 28 October 2011

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Ref EA817B1944/RCL/JXE/MS



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**Powergen Overseas Holdings Limited (in members' voluntary liquidation) ("the Company")**  
**Final Progress Report**

Attached as Appendix 1 is the general information required to be disclosed to members by the Insolvency Rules 1986

I attach as Appendix 2 the joint liquidators' receipts and payments account. I comment below on the principal matters that have arisen during the liquidation.

**Matters arising during the liquidation**

All statutory documentation was filed at Companies House following the liquidators' appointment and all relevant parties notified of the liquidation.

The declaration of solvency, sworn by the directors prior to the commencement of the liquidation, showed a debt of £1 due from Ergon Nominees Limited and a debt of £1 due from Powergen International Limited, the Company's shareholders. The debt due from Powergen International Limited has been distributed by set off (see "distributions" below). It is not cost effective to realise the £1 debt due from Ergon Nominees Limited and it will therefore become bona vacantia when the Company is dissolved.

The Company had no known creditors. Notices to creditors to prove their claims in the liquidation were advertised in The London Gazette and The Times newspaper on 24 August 2010.

The liquidators noted that YTL Jawa O&M Holdings BV and YTL Jawa Power Services BV were potential creditors of the Company in relation to a Tax Deed of Covenant relating to the sale of the Company's investment in YTL Jawa Power Services BV. Therefore, upon appointment both companies were invited to submit a claim in the liquidation. No creditors were forthcoming during the liquidation.

HM Revenue & Customs ("HMRC") has confirmed that the Company has no pre and post liquidation corporation tax liabilities outstanding, that no enquires will be made into any pre or post liquidation periods and that it has no objection to the liquidators convening the final meetings of members to conclude the liquidations

A similar assurance has been sought and received from HMRC in respect of PAYE

### **Distributions**

A first and final distribution of the assets of the Company was declared to Powergen International Limited as the beneficial holder of the entire share capital of the Company. The distribution was at the rate of 50 pence per £1 Ordinary share and was effected by set off against the debt of £1 due to the Company by Powergen International Limited

### **Liquidators' remuneration**

A written resolution was passed on 17 August 2010 that the remuneration of the joint liquidators be fixed at their normal charging rates according to the time properly spent by them and members of their staff in attending to matters arising in the winding up of the Company

In the event, the liquidators' remuneration has been paid by E.ON UK Plc and accordingly no detailed analysis is included in this report

### **Dissolution**

Following the final meeting the liquidators will file a copy of their formal account of the liquidation with the Registrar of Companies and will vacate office, and have their release from that time. The Company will be finally dissolved approximately three months thereafter

## Appendix 1

Statutory Information	
Company name & Trading style	Powergen Overseas Holdings Limited
Date of appointment	17 August 2010
Former name(s)	Saale Energie Limited (until 04/11/1994) Strikemost Company Limited (until 01/11/1993)
Liquidators' details	Jeremy Simon Spratt of KPMG LLP, 8 Salisbury Square, London, EC4Y 8BB was appointed on 17 August 2010 and is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales  John David Thomas Milsom of KPMG LLP 8 Salisbury Square, London, EC4Y 8BB was appointed on 17 August 2010 and is authorised to act as an insolvency practitioner by the Institute of Chartered Accountants in England and Wales
Former office holders details	None
Functions	The functions of the office holders are being exercised by any one of them in accordance with the resolution passed on 17 August 2010
Company Information	
Company registration number	02851411
Previous registered office	Westwood Way, Westwood Business Park, Coventry, CV4 8LG
Present registered office	c/o KPMG, 8 Salisbury Square, London EC4Y 8BB

## Appendix 2

### Liquidator's statement of account. Members' voluntary winding up

#### Powergen Overseas Holdings Limited

From 17 August 2010 to 28 October 2011

S of A

#### ASSET REALISATIONS

2 00

Intercompany debt

NIL

NIL

#### OTHER REALISATIONS

#### DISTRIBUTIONS

NIL

Ordinary shareholders

NIL

2 00

NIL

NIL

#### Dividend information

Preferential debts

Unsecured debts

Returns to contributories 50 pence per £1 ordinary share distributed by set off