

## Section 106

## The Insolvency Act 1986

**Return of Final Meeting in a  
Creditors' Voluntary Winding Up  
Pursuant to Section 106 of the  
Insolvency Act 1986****S106**

For Official Use

To the Registrar of Companies

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Company Number

01592851

Name of Company

A H Lillie &amp; Son Limited

I / We  
David Thorniley  
Calverley House  
55 Calverley Road  
Tunbridge Wells  
Kent, TN1 2TU

give notice

- 1 that a general meeting of the company was ~~held on~~/summoned for 08 March 2012 pursuant to section 106 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
- 2 that a meeting of the creditors of the company was duly ~~held on~~ / summoned for 08 March 2012 pursuant to section 106 of the Insolvency Act 1986 for the purpose of having the said account laid before it showing how the winding up of the company has been conducted and the property of the company disposed of and that ~~the same was done accordingly~~ / no quorum was present at the meeting

Signed



Date 13 March 2012

Traverse Advisory  
Calverley House  
55 Calverley Road  
Tunbridge Wells  
Kent, TN1 2TU

Ref BR1348/DT/JT

Inst

For Official Use

THURSDAY



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15/03/2012

#123


COMPANIES HOUSE

**A H Lillie & Son Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**  
**From 6 January 2011 To 8 March 2012**

S of A £		£	£
	<b>SECURED ASSETS</b>		
16,164 00	Book Debts	NIL	
(7,507 00)	Owing to Fixed Charge Holder	NIL	
			NIL
	<b>ASSET REALISATIONS</b>		
6,500 00	Plant & Machinery	NIL	
(9,961 00)	Amount Owing to Execution Creditor	NIL	
11,091 00	Book Debts	4,062 34	
	Intellectual Property	750 00	
	VAT Refund	1,225 04	
	Cash at Bank	2,631 29	
	Bank Interest Gross	3 70	
	Sundry Refunds	25 00	
			8,697 37
	<b>COST OF REALISATIONS</b>		
	Specific Bond	117 60	
	Preparation of S of A	5,000 00	
	Office Holders Fees	3,307 80	
	Office Holders Expenses	271 25	
	Corporation Tax	0 72	
			(8,697 37)
	<b>PREFERENTIAL CREDITORS</b>		
(161 00)	Employee Arrears/Hol Pay	NIL	
			NIL
	<b>UNSECURED CREDITORS</b>		
(71,281 00)	Trade & Expense Creditors	NIL	
(6,172 00)	Employees	NIL	
(96,000 00)	HMRC	NIL	
			NIL
	<b>DISTRIBUTIONS</b>		
(40,000 00)	Ordinary Shareholders	NIL	
			NIL
<b>(197,327.00)</b>			<b>0.00</b>

REPRESENTED BY

**NIL**

  
David Thorniley  
Liquidator

**1. INTRODUCTION**

- 1 1 I write further to my appointment as Joint Liquidator of the above Company with James Bradney of Bridge Business Recovery ("Bridge") Recovery at members' and creditors' meetings held on 6 January 2011
- 1 2 On 29 June 2011 James Bradney ceased to be qualified as an insolvency practitioner and automatically vacated office as Joint Liquidator of the Company
- 1 3 As from 18 August 2011 the case has been administered from the offices of Traverse Advisory LLP, Calverley House, 55 Calverley Road, Tunbridge Wells, TN1 2TU, to which address all future correspondence should be sent
- 1 4 The purpose of this report is to detail my acts and dealings together with the conduct of the Liquidation for its duration

**2 BACKGROUND**

- 2 2 The Company's registered office is Calverley House, 55 Calverley Road, Tunbridge Wells, Kent, TN1 2TU
- 2 3 The Company's former registered office was 72 Bell Lane, Bellbrook Industrial Estate, Uckfield, TN22 1QL
- 2 4 The Company's principal activity was the production of meat and poultry products
- 2 5 The Directors attributed the main cause of the failure of the business to a downturn in the industry generally, difficulties in implementing management initiatives, and cash flow issues

**3 ASSET REALISATIONS**

**Assets**

- 3 2 The Company factored certain book debts with Lloyds TSB Commercial Finance ("LTSCF"), which held fixed and floating charges over the assets of the Company. According to the Director's Statement of Affairs factored book debts totalling £16,164 were outstanding. LTSCF's lending has been repaid, and residual book debts have been re-assigned to the Company. However, there is no likelihood of further book debt realisations.
  - 3 3 The Company had non-factored book debts which according to the Director's Statement of Affairs had a realisable value of £11,091. Book debt collections stand at £4,062. Many debtors stated they had settled their accounts in cash prior to Liquidation. There is no likelihood of further realisations from non-factored book debts.
  - 3 4 The Company's plant, equipment and chattel assets had an estimated realisable value of £6,500. The Company's landlord held a valid execution over the assets for unpaid rent of £9,961. There was no surplus in the assets available to the Company in Liquidation.
  - 3 5 The Company's trade names and trademarks were sold to a third party for £750 plus VAT.
  - 3 6 Other realisations comprise cash at bank on appointment, sundry refunds, and a nominal amount of bank interest.
  - 3 7 Apart from a nominal amount of closing bank deposit interest and the recovery of post de-registration VAT there will be no further realisations in the Liquidation.
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**4 INVESTIGATIONS**

- 4.2 I can confirm that I have complied with my obligations in relation to my investigations into the affairs of the Company and have submitted my report in accordance with the requirements of the Company Directors Disqualification Act 1986. The contents of the report are confidential.

**5 DIVIDEND PROSPECTS / PRESCRIBED PART****Secured Creditor**

- 5.1 In consideration for the monies advanced under a book debt financing agreement the Company granted LTSBCF a mortgage debenture, conferring fixed and floating charges over the assets of the company.
- 5.2 LTSBCF have confirmed their lending was discharged in full from fixed charge realisations during the course of the Liquidation. Accordingly the provisions of the Insolvency Act regarding a prescribed part of the Company's net assets do not apply.

**Preferential**

- 5.3 According to the Director's estimated Statement of Affairs there were preferential claims of £161. Preferential claims totalling £961 were received from a former employee.

**Unsecured Creditors**

- 5.4 In accordance with the Director's estimated Statement of Affairs unsecured creditors were as follows -

	£
Trade & Expense Creditors	71,281
Employees	6,172
HM Revenue & Customs	96,000
Execution creditor	3,461
	<u>176,914</u>

- 5.5 Proofs of debt totalling £92,556 have been received.
- 5.6 There are no funds available to pay a dividend to any class of creditor. In accordance with Rule 4.186 of the Insolvency Rules 1986, formal Notice of No Dividend is attached at **Appendix 1**.

**6. COSTS AND EXPENSES**

- 6.1 Details of the receipts and payments in the period from 6 January 2011 to 3 January 2012 are shown on the Liquidator's Receipts and Payments Account at **Appendix 2**.
- 6.2 Attached at **Appendix 3** is an analysis of time costs in accordance with the provisions of the Statement of Insolvency Practice No 9 for the period 6 January 2011 to 3 January 2012. Our total time costs in this period were £10,741.25 representing 60.25 hours at an average charge out rate of £185.76 per hour. In addition disbursements totalling £271.25 were incurred, in relation to statutory advertising costs.
- 6.3 At the meeting of creditors held on 6 January 2011, creditors approved a resolution that the Liquidators be remunerated on a time cost basis, together with Category 1 and 2 disbursements, plus VAT. Remuneration of £3,307.80 plus VAT has been billed in the period,

**A. H. LILLIE AND SON LIMITED – IN LIQUIDATION**  
**Final Report**  
**For The Period 6 January 2011 to 8 March 2012**

of which £1,228 75 has been drawn. The balance of £2,079 05 will be drawn on receipt of a final repayment of VAT, which has been applied for. This will bring total liquidation drawn in the liquidation to £3,307 80 plus VAT.

- 6 4 Should unsecured creditors with the concurrence of at least 5% in value of the unsecured creditors, or with the permission of the Court on application, require further information about the Liquidator's remuneration or expenses, such a request must be made in writing within 21 days of receipt of this report, and the Liquidator shall provide such information in accordance with Rule 4 49E(4) of the Insolvency Rules 1986.
- 6 5 Creditors may apply to the Court within 21 days of receipt of the information mentioned at 6 4 above and the Court may make such order as it thinks just.
- 6 6 In accordance with Rule 4 131 of the Insolvency Rules 1986 any creditors, with the concurrence of at least 10% in value of total creditors, or with the permission of the Court on application, may apply to the Court to challenge the Liquidator's remuneration and expenses. Any challenge must be made within 8 weeks of receiving this report.

**7. NOTICE OF FINAL MEETINGS**

- 7 1 I attach Notice of the Final Meetings, convened pursuant to Section 106 of the Insolvency Act 1986 and a Form of Proxy for use at these meetings.
- 7 2 Please note that the information to be presented at these meetings will be identical to that contained within this report and the meetings will be of an entirely formal nature. You may therefore deem it unnecessary to attend.
- 7 3 If you wish to attend or vote at the meetings, please complete and return the proxy form attached to my offices no later than 12 noon on the business day before the meetings.
- 7 4 If you propose to attend the meetings, kindly advise my office in advance.

**8. FINAL MEETINGS**

- 8 1 As required by Rule 12A 47 of the Insolvency Rules 1986, I confirm the following:
- a) The meeting was convened for the purpose of having an account laid before it showing how the winding up had been conducted and how the property was disposed of, pursuant to Section 106 of the Insolvency Act 1986,
  - b) The venue was Calverley House, 55 Calverley Road, Tunbridge Wells, Kent, TN1 2TU,
  - c) No quorum was present,
  - d) No resolutions were passed,
  - e) The liquidation commenced on 6 January 2011 and closed on 8 March 2012.

**9. CONCLUSION**

- 9 1 No further information will be sent to creditors, however, should you require any further information, please contact this office.



**David Thorniley**  
**Liquidator**

**NOTICE OF NO DIVIDEND  
RULE 4 186 OF THE INSOLVENCY RULES 1986**

**IN THE MATTER OF A. H. LILLIE & SON LIMITED**

**IN CREDITORS' VOLUNTARY LIQUIDATION**

**PREVIOUS COMPANY NAMES:**

**REGISTERED OFFICE: CALVERLEY HOUSE, 55 CALVERLEY ROAD, TUNBRIDGE  
WELLS, KENT, TN1 2TU**


**TRADING ADDRESS: 72 BELL LANE, BELLBROOK INDUSTRIAL ESTATE,  
UCKFIELD, TN22 1QL**

**Notice is hereby given** in accordance with Rule 4 186 of the Insolvency Rules 1986 that no dividend to creditors will be declared in the liquidation

The funds realised have been used for defraying the expenses of administration

Dated 3 January 2012

Signed

  
David Thorniley  
Liquidator

**A H Lillie & Son Limited  
(In Liquidation)**

**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT**

	Statement of affairs £	From 06/01/2011 To 08/03/2012 £	From 06/01/2011 To 08/03/2012 £
<b>RECEIPTS</b>			
Book Debts	16,164 00	0 00	0 00
Plant & Machinery	6,500 00	0 00	0 00
Book Debts	11,091 00	4,062 34	4,062 34
Intellectual Property		750 00	750 00
VAT Refund		1,225 04	1,225 04
Cash at Bank		2,631 29	2,631 29
Bank Interest Gross		3 70	3 70
Sundry Refunds		25 00	25 00
Vat Payable		150 00	150 00
Vat Control Account		1,565 81	1,565 81
		<u>10,413 18</u>	<u>10,413 18</u>
<b>PAYMENTS</b>			
Specific Bond		117 60	117 60
Preparation of S of A		5,000 00	5,000 00
Office Holders Fees		3,307 80	3,307 80
Office Holders Expenses		271 25	271 25
Corporation Tax		0 72	0 72
Vat Receivable		1,715 81	1,715 81
		<u>10,413 18</u>	<u>10,413 18</u>
<b>BALANCE - 08 March 2012</b>			<u><u>0.00</u></u>



David Thorniley  
Liquidator

A. H. LILLIE & SON LIMITED (IN LIQUIDATION)

LIQUIDATOR'S TIME COSTS FOR THE PERIOD 6 JANUARY 2011 TO 3 JANUARY 2012

SIP 9 TIME SUMMARY

Classification of work function	Hours					Total cost £	Av Hourly rate £
	Partner	Senior Manager	Manager	Case Administrator	Support staff		
Admin and planning	8 00		1 50	15 70		5,011 50	198 87
Creditors				7 10		1,055 00	148 59
Investigations	1 00			5 50		975 00	150 00
Realisation of assets	3 75			17 70		3,699 75	172 48
<b>Total hours and costs</b>	<b>12 75</b>	<b>0</b>	<b>1 50</b>	<b>46 00</b>	<b>0</b>	<b>10 741 25</b>	<b>185 76</b>

Disbursements	271 25
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The above headings include	
Administration and planning:	Investigations
Case planning	SIP2 review
Appointment notification	Reports pursuant to Company Directors Disqualification Act 1986
Maintenance of records	Investigating antecedent transactions
Statutory reporting	
PAYE/NIC	
Realisation of assets:	Creditors:
Identifying and securing assets	Communications with creditors
Debt collection	Creditors' claims (including secured creditors, employees and preferential creditors)
Property business and asset sales	

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9") the current hourly charge out rates applicable to this appointment, exclusive of VAT, are as follows

	£
Partner	250-375
Senior Manager	295
Manager	260
Seniors/Administrators	100-210
Support staff	95

Direct expenses ("Category 1 disbursements")

Category 1 disbursements as defined by SIP 9 which can be specifically identified as relating to the administration of the case will be charged to the estate at cost with no uplift. These include but are not limited to, such items as case advertising, bonding and other insurance premiums and properly reimbursed expenses incurred by personnel in connection with the case



**NOTICE OF FINAL MEETINGS**

**IN THE MATTER OF A H. LILLIE & SON LIMITED – IN LIQUIDATION**

**AND**

**IN THE MATTER OF THE INSOLVENCY ACT 1986**

**PREVIOUS COMPANY NAMES: NONE**

**REGISTERED OFFICE: CALVERLEY HOUSE, 55 CALVERLEY ROAD, TUNBRIDGE  
WELLS, KENT TN1 2TU**

**TRADING ADDRESS: 72 BELL LANE, BELLBROOK INDUSTRIAL ESTATE,  
UCKFIELD, TN22 1QL**

**NOTICE IS HEREBY GIVEN** that a final meeting of the members of A H Lillie & Son Limited will be held at Calverley House, 55 Calverley Road, Tunbridge Wells, Kent, TN1 2TU on 8 March 2012 at 10 00am to be followed on the same day at 10 15am by a meeting of the creditors of the Company

The meetings are called pursuant to Section 106 of the Insolvency Act 1986 for the purpose of receiving an account from the Liquidator explaining the manner in which the winding-up of the Company has been conducted and to receive any explanation that they may consider necessary. A member or creditor entitled to attend and vote is entitled to appoint a proxy to attend and vote instead of him. A proxy need not be a member or creditor.

The following resolutions will be considered at the creditors' meeting

- 1 That the Liquidator's Receipts and Payments Account for the duration of the Liquidation be approved.
- 2 That the Liquidator receives his release

Proxies to be used at the meeting must be returned to the offices of Traverse Advisory, Calverley House, 55 Calverley Road, Tunbridge Wells, Kent, TN1 2TU no later than 12 noon on the working day immediately before the meetings

Signed \_\_\_\_\_

David Thorniley  
Liquidator

Date 3 January 2012

## Proxy (Members' or Creditors' Voluntary Winding Up)

## A. H. LILLIE &amp; SON LIMITED (IN LIQUIDATION)

Name of Creditor/Member \*

Address

Name of Proxy Holder

Please insert name of person (who must be 18 or over) or the chairman of the meeting (see note below) if you wish to provide for alternative proxy holders in the circumstances that your first choice is unable to attend please state the name(s) of the alternatives as well

1 \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

Please delete words in brackets if the proxy holder is only to vote as directed i.e. he has no discretion

I appoint the above person to be my/the creditor's/member's \* proxy holder at the meeting of creditors/members to be held on 8 March 2012, or at any adjournment of that meeting. The proxy holder is to propose or vote as instructed below (and in respect of any resolution for which no specific instruction is given, may vote or abstain at his/her discretion)

Any other resolutions which the proxy-holder is to propose or vote in favour of or against should be set out in numbered paragraphs in the space provided below paragraph 2. If more room is required please use the other side of this form

1 That the Liquidator's Receipts and Payments Account for the duration of the Liquidation be approved

For/Against\*

2 That the Liquidator receives his release

For/Against\*

\* Please delete as applicable

This form must be signed

Signature \_\_\_\_\_ Date \_\_\_\_\_

Name in CAPITAL LETTERS \_\_\_\_\_

Only to be completed if the creditor/member has not signed in person

Position with creditor/member or relationship to creditor/member or other authority for signature

Please note that if you nominate the chairman of the meeting to be your proxy-holder he will either be a director of the company or the current liquidator

Remember: there may be resolutions on the other side of this form