

WU15

Notice of final account prior to dissolution in a winding up by the court



Companies House

FRIDAY



A8738BSI
A19 07/06/2019 #191
COMPANIES HOUSE

1 Company details

Company number 0 6 7 7 4 2 7 3

Company name in full The Building Company Limited (In Compulsory Liquidation)

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

2 Liquidator's name

Full forename(s) Ruth Ellen

Surname Duncan

3 Liquidator's address

Building name/number Maxwell Davies Limited

Street 2nd Floor, Maidstone House

King Street

Post town Maidstone

County/Region Kent

Postcode M E 1 5 6 A W

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 ①

Building name/number

Street

Post town

County/Region

Postcode

Country

① Other liquidator
Use this section to tell us about
another liquidator.

WU15

Notice of final account prior to dissolution in a winding up by the court

6 Liquidator's release

Did any of the creditors object to the liquidator's release?

☐ Yes

☒ No

7 Date of final account

Date

d	0	d	6	m	0	m	6	y	2	y	0	y	1	y	9
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

8 Final account

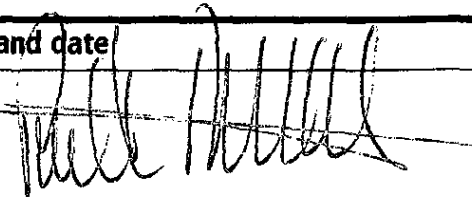
☒ The final account is attached

9 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	0	d	6	m	0	m	6	y	2	y	0	y	1	y	9
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WU15

Notice of final account prior to dissolution in a winding up by the court



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	Ruth Ellen Duncan
Company name	Maxwell Davies Limited
Address	2nd Floor
	Maidstone House
	King Street
Post town	Maidstone
County/Region	Kent
Postcode	M E 1 5 6 A W
Country	
DX	
Telephone	01622 764612



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

**THE BUILDING COMPANY LIMITED
(IN COMPULSORY LIQUIDATION)**

**FINAL PROGRESS REPORT
TO THE CREDITORS AND MEMBERS**

**FOR THE PERIOD FROM 23 JULY 2014 TO 6 JUNE 2019
("the reporting period")**

**STRICTLY PRIVATE AND CONFIDENTIAL
NOT FOR PUBLICATION**

Maxwell Davies

**THE BUILDING COMPANY LIMITED
(IN COMPULSORY LIQUIDATION)**

Maxwell Davies

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1. Introduction

- 1.1 This report is addressed to the creditors of Building Company Limited ("the Company") and is intended to apprise you of the conduct of the administration of the Liquidation to its conclusion.
- 1.2 As creditors may recall, a Winding up order was made by the County Court of Colchester on 7 February 2013, following a petition presented by the Company on 30 November 2012.
- 1.3 At a meeting of the Company's creditors convened by the Official Receiver and held on 23 July 2014, Filippa Connor and I were appointed Joint Liquidators of the Company.
- 1.4 I would advise the creditors and members that as a result of Ms Connor deciding not to take formal insolvency appointments and to resign from RNF Business Advisory Limited (now Maxwell Davies Limited) an application was made to the High Court to effect her resignation and transfer of all her jointly appointed cases to me as sole office holder. This took effect with the High Court making the order on 22 November 2017.
- 1.5 This report should be read in conjunction with my previous reports to creditors.

2. Assets & Realisations

Overdrawn Director's Loan Account ("DLA")

- 2.1 As previously reported, during the course of the Official Receiver's investigations, they became aware of a potential Overdrawn Directors' Loan account in the sum of £48,336.00.
- 2.2 A review of the Company's books and records and analysis of the Company's Bank accounts indicated that the sum of £48,336.00 was due and payable to the Company by the former director, Mr Batten.
- 2.3 As previously reported, initial contact was made, and Mr Batten was requested to attend a meeting with the Liquidator in order to discuss the affairs of the Company and seeking repayment of his overdrawn DLA. The meeting was cancelled by Mr Batten and our numerous requests to arrange another meeting were ignored.
- 2.4 A formal demand for repayment of the overdrawn DLA was issued against Mr Batten in January 2015 and with no payment being received by the specified deadline, a Statutory Demand was issued against Mr Batten shortly after, in February 2015.
- 2.5 Mr Batten instructed solicitors who applied to Court to set aside the statutory demand. However, at the hearing at Colchester County Court on 1 October 2015, the Judge dismissed the application.
- 2.6 The Court ordered Mr Batten to pay for the legal costs of the Liquidator, however, these were not paid and subsequently, a statutory demand was served on Mr Batten in September 2016. On Mr Batten's failure to pay the statutory demand, a bankruptcy petition was filed in the court in October 2016.
- 2.7 The bankruptcy hearing was scheduled for 12 January 2017 but was adjourned several times to allow negotiations to settle the debt and the DLA, considering the interest of the creditors in general were best served avoiding the bankruptcy if at all possible.
- 2.8 Despite allowing sufficient time to arrive at an amicable solution, an acceptable settlement was not reached. Accordingly, the bankruptcy hearing against Mr Batten was held on 12 June 2017, and the bankruptcy order was made.
- 2.9 Whilst the case was with the Official Receiver, Mr Batten, through his solicitors applied to seek an annulment of the bankruptcy. The annulment hearing held on 1 November 2017 was adjourned to 5 March 2018. Meanwhile, the Secretary of State appointed an Insolvency Practitioner as Trustee in Bankruptcy.
-

-
- 2.10 Subsequently, Mr Batten arranged third party funds to pay of his bankruptcy debts. Full and final settlement of the overdrawn DLA and costs order were received by my solicitors on 2 March 2018.
- 2.11 The settlement funds received totalled £89,279.01. This comprised of £48,336.00 DLA, £24,938.73 interest on DLA, £9,787.58 for the costs order and interest, £4,765.50 of petition costs and £1,451.00 annulment costs. It should be noted that the funds in relation to the costs order and the interest are my solicitors entitlement and not the estates. After accounting for the solicitor's costs and disbursements, the balance of £63,153.43 was duly paid into the estate.
- 2.12 On settlement of Mr Batten's bankruptcy debts, his bankruptcy was annulled on 5 March 2018.
- 2.13 Accordingly, this matter was formally concluded.

Other Assets

- 2.14 As reported previously, the Director had advised that a customer owed the Company an unspecified amount for a combination of outstanding invoices and for work completed but not yet invoiced. As reported previously, the customer completely refuted the situation. The matter was investigated further, however, due to the lack of documentation it was found extremely unlikely that any realisation would be achieved. This matter was concluded without realisation.
- 2.15 There are no other assets that have come to my attention.

3. Final Receipts & Payments Account

- 3.1 A summary of my final receipts & payments can be found at Appendix 2 of this report. I trust you will find the contents self-explanatory. I would confirm that account has been reconciled with the one held with the Insolvency Service.

4. Prescribed Part

- 4.1 Section 176A of the Insolvency Act 1986 provides that, where the Company has created a floating charge after 15 September 2003, the Liquidator must make a *prescribed part* of the Company's *net property* available for the unsecured Creditors.
- 4.2 The Company has no registered charges and therefore, the provisions of the prescribed part do not apply.

5. Creditors' Claim

Secured Creditors

- 5.1 There are no secured creditors in this matter.

Preferential Creditors

- 5.2 I am not aware of any preferential creditors in this matter and no claims were received under this category during Liquidation.

Unsecured Creditors

- 5.3 In the Official Receiver's Report to creditors they advised that the Company had estimated its total liabilities to be £53,328.36. Upon further investigation by the Official Receiver, 19 unsecured creditor claims were identified totalling £94,413.55.
- 5.4 We were aware of 21 unsecured creditors whose claims are estimated to total £112,926.15, but during the Liquidation I received 9 unsecured claims amounting to £129,624.74 out of which one claim in the sum of £13,557.94 was rejected.

Crown Creditors

- 5.5 According to the information received from Official Receiver, HM Revenue & Customs ("HMRC") had claims totalling £25,648.50. However, during the Liquidation I received a final claim from HMRC in the sum of £86,146.08, which has been included in the total unsecured claims received, mentioned above.

6. Dividend Prospects

6.1 During the Liquidation, a first and final dividend of £7,000.00 which represents 6.03p in the £ was paid to the unsecured creditors with agreed claims on 11 September 2018.

6.2 I would advise that no further dividend will be paid to unsecured creditors because the available funds have been utilised to pay prior dividend and costs of the Liquidation. A notice of no further dividend can be found at Appendix 4 of this report.

7. Liquidator's Actions

7.1 Since my appointment as Liquidator, I have spent time in complying with my statutory duties, I have analysed and gathered all supporting information relating to the Company's assets and the overdrawn Director's loan account, and subsequently took steps to realise the monies due to the Company.

7.2 A description of the routine work that has been undertaken during the Liquidation is as follows:

i. Administration and Planning

- Preparing the documentation and dealing with the formalities of appointment
- Statutory notifications and advertising and filing
- Dealing with all routine correspondence
- Maintaining physical case files and electronic case details on VisionBlue
- Case bordereau
- Case planning and administration
- Maintaining and managing the Liquidator's cashbook and bank account
- Ensuring statutory lodgements and tax lodgement obligations are met
- Preparing and despatching reports to creditors

ii. Investigations

- Conducting investigations into suspicious transactions
- Obtaining and reviewing all necessary bank statements
- Assisting the Official Receiver in their investigations as necessary

iii. Realisation of Assets

- Instructing agents and solicitors as necessary
- Negotiating with interested parties as necessary

iv. Creditors

- Dealing with creditors' correspondence and telephone conversations
- Maintaining creditor information on Vision Blue
- Reviewing and lodging proofs of debt forms received from creditors
- Dividend distribution

v. Case Specific Matters

- Corresponding with the Company director and his representatives

7.3 In addition to the routine work above, I have spent a considerable amount of time in dealing with the Mr Battens' post-bankruptcy matters. This included corresponding with the Official Receiver and lodging a claim in relation to DLA and cost order, corresponding with my solicitors in relation to Mr Battens proposed annulment and corresponding with the appointed Trustee in Bankruptcy.

8. Liquidator's Remuneration

8.1 It is a legislative requirement that the basis of the Liquidator's remuneration should be fixed either as a percentage of the value of the assets which have been realised/ distributed or by reference to the time properly given by the Liquidator or his/her staff in attending to matters arising in the winding up, or a fixed amount, or a combination of these basis. In addition to the basis of how the remuneration is fixed, consideration should be given to the complexity and size of the Liquidation, the Liquidator's effectiveness, any exceptional responsibility falling on the Liquidator, and the value and nature of the assets comprised in the estate.

- 8.2 Creditors will recall that at the meeting of creditors held on 9 September 2014, creditors resolved that the Liquidator be authorised to draw her remuneration on the basis of the time costs incurred by Liquidator and her staff, plus VAT, to be drawn as and when realisations allow.
- 8.3 At the meeting held on 9 September 2014, creditors also resolved that Liquidator's disbursements to be charged and paid as stated in the Guide to Liquidator's Fees (Statement of Insolvency Practice 9).
- 8.4 I set out at Appendix 3, a schedule of my time costs incurred since my appointment amounting £57,615.60, for 242.00 hours which have charged at an average hourly charge out rate of £238.08.
- 8.5 I also set out Appendix 3, a schedule of my time costs incurred since last reporting period amounting £14,642.40, for 61.00 hours, which have charged at an average hourly charge out rate of £240.04.
- 8.6 As can be seen from the Final Receipts & Payments account, £43,599.76 plus VAT has been drawn against remuneration during the Liquidation.
- 8.7 All creditors were previously supplied with the relevant part of Statement of Insolvency Practice 9, which refers to liquidator's remuneration and which also provides a statement of this firm's disbursement policy. If any creditor wishes to be provided with a further copy, please contact our Kent office and this will be issued.
- 8.8 Unless otherwise fixed in accordance with the Insolvency Act 1986, an office holder's fees are charged by reference to the time properly given by the office holder and her staff in attending to matters arising in the case.
- 8.9 In addition to staff directly employed by Maxwell Davies Limited, the office holder may instruct the following to carry out work on the case:

Entity ("Sub-contractors")	Work Undertaken
Insolutions Business Advisory PVT Limited	See below*
Consultant	Investigation work

- 8.10 * Insolutions Business Advisory PVT Limited is an associated/ connected company operating in India in which the office holder holds a financial interest. The company has been set up to provide administrative support to the office holder. Staff work on all aspects of case administration under the supervision of the office holder.
- 8.11 The Sub-contractors are engaged as a more cost-effective measure, to enable the work to be undertaken by people with the most appropriate level of expertise, and it avoids the considerable costs that would result if Maxwell Davies Limited were otherwise to directly employ specialists and sufficient staff resources to carry out the work. Junior grades of staff are used where appropriately compatible with the efficient conduct of the matter in order to ensure that costs are kept to a minimum.
- 8.12 All time spent by the Sub-contractors on the case under the office holder's instructions shall be charged at the rates listed below (subject to any future changes), which are also applicable to the office holder and staff directly employed by Maxwell Davies Limited. The charge-out rates have been set taking into consideration the savings generally achieved by using the Sub-contractors.
- 8.13 Where it is proposed or agreed that the office holder's remuneration shall be fixed on the basis of time properly spent by the office holder and her staff, this shall include all time properly spent by the Sub-contractors. Thus, for the purposes of the fee estimate, the estimate of time that will be spent and the description of work to be undertaken reflect the combined position of the office holder, staff employed by Maxwell Davies Limited, and the Sub-contractors. Any reports issued

by the office holder shall also reflect the combined position of the time spent and work carried out by these parties as a whole.

- 8.14 The following table provides the current charge-out rates. Rates may be varied from time to time, at the sole discretion of Maxwell Davies Limited, and such changes will be notified in retrospect with each report to creditors. Where the office holder's remuneration has been approved on a time cost basis, those fees will be calculated on the basis of the charge-out rates applicable at the time that the work was carried out.

Grade of staff	Current charge-out rate per hour, effective from 01.04.19 £	Charge-out rate per hour, effective from 01.07.16 to 31.03.19 £	Charge-out rate per hour, effective from 01.12.13 to 30.06.16 £
Director/appointment taker	472.00	450.00	432.00
Senior Manager	394.00	375.00	268.00 – 295.00
Manager/ Supervisor	315.00	300.00	-
Assistant Manager	-	-	167.50 – 184.00
Senior Administrator	250.00	-	-
Administrator / Cashier	194.00	185.00	109.00
Junior Administrator	131.00	125.00	134.00

- 8.15 Rates may vary between individuals, reflecting experience and qualification. For certain more complex tasks, Maxwell Davies Limited may seek to apply a higher rate in respect of work undertaken, but subject to prior authorisation in accordance with the Act and the Rules.

9 Liquidators' Expenses

- 9.1 It is the policy of Maxwell Davies Limited to charge and recover all actual disbursements [Category 1 Disbursements] (subject to VAT, where applicable) incurred and full records of those disbursements are retained and are available together with an explanation to all Creditors at any time.

Case Management Fee	£186 per case
Storage	£0.26 per box per month

- 9.2 It is also our policy in all insolvencies to charge the following Category 2 Disbursements (subject to VAT, where applicable):-

Mileage	45p per mile (incl. of VAT)
Photocopying	10p per sheet

- 9.3 The following agents or professional advisors have been utilised in this matter:

<u>Professional Advisor</u>	<u>Nature of Work</u>	<u>Fee Arrangement</u>
Lupton Fawcett Denison Till	Solicitors	Time Costs

- 9.4 The choice of professionals was based on my perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them. The fees charged have been reviewed and I am satisfied that they are reasonable in the circumstances of this case.

- 9.5 As noted above, we instructed solicitors, Lupton Fawcett Denison Till, to provide their advice and act on our behalf in relation to the pre-liquidation transactions that have been identified and advised in our reports, together with any ancillary matters in the Liquidation that require legal advice. Our solicitors are a specialist insolvency law firm and we consider that they are properly experienced to deal with these matters on our behalf. They have provided advice throughout and corresponded with the necessary parties accordingly.

9.6 The remainder of the costs and expenses of the Liquidation are listed on my Final Receipts and Payments Account and are, I believe, self-explanatory.

10. Further Information

10.1 An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question), request further details of the Liquidator's remuneration and expenses within 21 days of receipt of this report. Any secured creditor may request the same details in the same time limit.

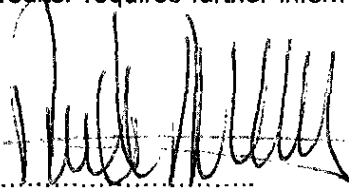
10.2 An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

11. Conclusion

11.1 Pursuant to Rule 7.71 of the Insolvency (England & Wales) Rules 2016, the final account together with the relevant notices were sent to the creditors on 10 April 2019. Subsequently, the prescribed period of 8 weeks allowed to creditors ended on 6 June 2019 and I confirm that no creditors have objected to my release as Liquidator.

11.2 Accordingly, the delivery of this final account together with the notice to the Court and Registrar of Companies concludes the administration of this Liquidation.

If any creditor requires further information on any aspect of my report, please do not hesitate to contact me.

Signed 

**Ruth E Duncan
Liquidator**

Dated: 6 June 2019

STATUTORY INFORMATION

Company Name:	The Building Company Limited
Registered Number:	06774273
Registered office:	2 nd Floor, Maidstone House, King Street, Maidstone, Kent, ME15 6AW
Former Registered Office:	Holly House, Hall Road, Braintree, Essex, CM7 5AW
Trading Name(s):	-
Trading Address:	Holly House, Hall Road, Braintree, Essex, CM7 5AW
Principle Trading Activity:	General Construction & Civil Engineering
Name of Liquidator:	Ruth Ellen Duncan
Address of Liquidator:	2 nd Floor, Maidstone House, King Street, Maidstone, Kent, ME15 6AW
Date of Appointment of Liquidator:	23 July 2014
Court name and reference:	Colchester County Court Number 326 of 2012
Actions of Liquidators:	Any act required or authorised under any enactment to be done by a Liquidator may be done by either or both of the Liquidators acting jointly or alone.
Change in Details of Liquidators:	By order of the High Court on 22 November 2017 Filippa Connor's resignation as Joint Liquidator was effected.

**THE BUILDING COMPANY LIMITED
(IN COMPULSORY LIQUIDATION)**

Maxwell Davies

APPENDIX 2

**LIQUIDATOR'S FINAL RECEIPTS & PAYMENTS ACCOUNT
FOR THE PERIOD FROM 23 JULY 2014 TO 6 JUNE 2019**

	Notes	Estimated to Realise per SOA £	Receipts & Payments 23.07.14 to 22.07.17 £	Receipts & Payments 23.07.17 to 22.07.18 £	Receipts & Payments 23.07.18 to 06.06.19 £	Total £
RECEIPTS						
<i>Balance b/f</i>			-	1,334.00	7,126.62	
Directors Overdrawn Loan account		48,336.00	-	48,336.00	-	48,336.00
Interest on DLA		-	-	27,735.60	-	27,735.60
Costs Order		-	-	8,640.00	-	8,640.00
Petition and Annulment Costs		-	-	6,216.70	-	6,216.70
Asset		3.00	-	-	-	-
VAT Repayment		-	-	-	13,716.96	13,716.96
Bank Interest - Gross		-	-	6.01	17.49	23.50
		<u>48,339.00</u>	<u>-</u>	<u>89,600.31</u>	<u>20,861.07</u>	<u>104,668.76</u>
PAYMENTS						
ISA Quarterly Charges			264.00	88.00	66.00	418.00
Official Receivers' Debit Balance			1,070.00	-	-	1,070.00
Secretary of State Fees			-	11,544.66	2,059.64	13,604.30
ISA Cheque Fees			-	0.45	9.70	10.15
Bank Charges	1		-	30.00	-	30.00
Tax on Interest			-	1.20	3.50	4.70
Specific Bond	1		-	147.00	90.00	237.00
Web Hosting Fees	1		-	41.00	10.00	51.00
Statutory Advertising	1		-	338.40	-	338.40
Postage	1		-	53.18	20.16	73.34
Photocopying	2		-	924.95	2.10	927.05
Courier Fees	1		-	291.66	-	291.66
External Storage	1		-	27.30	46.50	73.80
Agent's Fees - Compliance Agent	1		-	29.33	-	29.33
Agent's Fees - Service Agents			-	110.00	-	110.00
Solicitor's Fees			-	19,982.00	-	19,982.00
Solicitor's Disbursements	1		-	1,840.00	-	1,840.00
Counsel's Fees			-	1,000.00	-	1,000.00
Court Costs	1		-	260.00	-	260.00
Company Search Fees	1		-	5.00	-	5.00
Liquidator's Remuneration			-	34,000.00	9,599.76	43,599.76
VAT Receivable			-	11,759.56	1,953.71	13,713.27
First & Final Dividend to Unsecured Creditors			-	-	7,000.00	7,000.00
			<u>1,334.00</u>	<u>82,473.89</u>	<u>20,861.07</u>	<u>104,668.76</u>
<i>Balance in hand</i>			-	1,334.00	7,126.62	-
			<u>-</u>	<u>89,600.31</u>	<u>20,861.07</u>	<u>104,668.76</u>

Notes

(1) Category 1 disbursements are actual costs incurred in relation to the estate and do not include items such as overhead costs. Where possible, all disbursements are broken down and shown in their constituent parts i.e. statutory advertising.

(2) Category 2 disbursements are costs incurred in relation to the estate, which are paid to the Office Holder's firm or any other associate that the firm has an interest in. These costs may include such items as internal room hire. Where possible, all disbursements are broken down and shown in their constituent parts and marked accordingly

**LIQUIDATOR'S TIME COSTS SUMMARY & SIP9 ANALYSIS
FOR THE PERIOD FROM 23 JULY 2014 TO 6 JUNE 2019**

Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	29.60	61.90	83.00	5.50	180.00	42,929.65	238.50
Investigations	-	3.90	1.70	-	5.60	1,435.25	256.29
Realisation of Assets	2.90	6.40	3.80	-	13.10	3,267.50	249.43
Creditors	-	26.90	7.80	-	34.70	7,532.20	217.07
Case Specific Matters	0.20	5.70	2.70	-	8.60	2,451.00	285.00
Total Fees Claimed £	14,450.40	25,317.00	17,142.70	705.50		57,615.60	
Total Hours	32.70	104.80	99.00	5.50	242.00		
Average Rate	441.91	241.57	173.16	128.27		238.08	

**LIQUIDATOR'S TIME COSTS SUMMARY & SIP9 ANALYSIS
FOR THE PERIOD FROM 23 JULY 2018 TO 6 JUNE 2019**

Classification Of work Function	Partner	Manager	Other Senior Professional	Assistants & Support Staff	Total Hours	Time Cost £	Average Hourly Rate £
Administration & Planning	4.10	26.80	17.40	1.00	49.30	11,419.00	231.62
Creditors	-	10.70	1.00	-	11.70	3,223.40	275.50
Total Fees Claimed £	1,845.00	9,268.40	3,404.00	125.00		14,642.40	
Total Hours	4.10	37.50	18.40	1.00	61.00		
Average Rate	450.00	247.16	185.00	125.00		240.04	

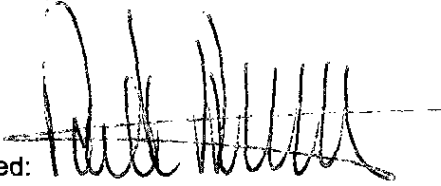
NOTICE OF NO FURTHER DIVIDEND

Company Name: The Building Company Limited (In Compulsory Liquidation)
Company Number: 06774273
Court: Colchester County Court
Court Ref: 326 of 2012

This Notice is given under Rule 14.36 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). It is delivered by the Liquidator of the Company, who was appointed by the creditors.

The Liquidator gives notice confirming that no further dividend will be declared to unsecured creditors in the Liquidation of the Company.

The funds realised have been used to pay prior dividend to unsecured creditors and to meet the expenses of the Liquidation.

Signed: 

**Ruth E Duncan
Liquidator**

Dated: 10 April 2019

NOTICE THAT THE COMPANY'S AFFAIRS ARE FULLY WOUND UP

Company Name: The Building Company Limited (In Compulsory Liquidation)
Company Number: 06774273
Former Company Name(s): -
Trading Name: -
Registered Office: 2nd Floor, Maidstone House, King Street, Maidstone, Kent, ME15 6AW
Principal Trading Address: Holly House, Hall Road, Braintree, Essex, CM7 5AW
Court: Colchester County Court
Court Ref: 326 of 2012

This Notice is given under Rule 7.71 of the Insolvency (England & Wales) Rules 2016 ("the Rules"). The Liquidator, who was appointed by the creditors, hereby gives notice that the Company's affairs are fully wound up.

Creditors have the right:

- (a) to request information from the Liquidator under Rule 18.9 of the Rules;
- (b) to challenge the Liquidator's remuneration and expenses under Rule 18.34 of the Rules; and;
- (c) to object to the release of the Liquidator by giving notice in writing below before the end of the prescribed period to:

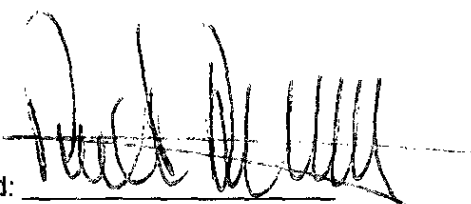
Ruth Ellen Duncan of Maxwell Davies Limited, 2nd Floor, Maidstone House, King Street, Maidstone, Kent, ME15 6AW, United Kingdom

The prescribed period ends at the later of: (i) eight weeks after delivery of this notice, i.e. 6 June 2019 or (ii) if any request for information under Rule 18.9 of the Rules or any application to court under that Rule or Rule 18.34 of the Rules is made, when that request or application is finally determined.

The Liquidator will vacate office under Section 172(8) of the Insolvency Act 1986 ("the Act") as soon as the Liquidator has complied with Section 146(4) of the Act by filing with the Court and delivering to the Registrar of Companies the final account and notice containing the statement required by Section 146(4)(b) of the Act of whether any creditors have objected to the Liquidator's release.

The Liquidator will be released under Section 174(4)(d)(ii) of the Act at the same time as vacating office unless any of the Company's creditors objected to release.

Relevant extracts of the Rules referred to above are provided overleaf.

Signed: 

**Ruth E Duncan
Liquidator**

Date: 10 April 2019

Name of Insolvency Practitioner:	Ruth Ellen Duncan
Nature of Appointment:	Liquidator
Date of Appointment:	23 July 2014
Address of Insolvency Practitioner:	2 nd Floor, Maidstone House, King Street, Maidstone, Kent, ME15 6AW
IP Number	9246
Contact Name	Dhaval Sheth
Email Address	dhaval@maxwelldavies.com
Telephone Number	01622 764612

**RELEVANT EXTRACTS OF RULES 18.9 AND 18.34 OF
THE INSOLVENCY (ENGLAND & WALES) RULES 2016**

Rule 18.9

- (1) The following may make a written request to the office-holder for further information about remuneration or expenses set out in a final report under rule 18.14:
- a secured creditor;
 - an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question); or
 - any unsecured creditor with the permission of the court.
- (2) A request or an application to the court for permission by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one creditor.

Rule 18.34

- (1) This rule applies to an application in a winding-up made by a person mentioned in paragraph (2) on the grounds that:
- the remuneration charged by the office-holder is in all the circumstances excessive;
 - the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
 - the expenses incurred by the office-holder are in all the circumstances excessive.
- (2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable:
- a secured creditor; or
 - an unsecured creditor with either
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court.

The application by a creditor must be made no later than eight weeks after receipt by the applicant of the final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question.
