

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

THURSDAY



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COMPANIES HOUSE

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:e

### 1 Company details

Company number 0 7 1 7 5 4 4 5

Company name in full Blue Check Restaurant Limited

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

### 2 Liquidator's name

Full forename(s) Paul

Surname Appleton

### 3 Liquidator's address

Building name/number  
Street 26 - 28 Bedford Row

Post town London

County/Region

Postcode W C 1 R 4 H E

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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## Notice of progress report in voluntary winding up

**6** Period of progress report

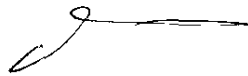
From date	<sup>d</sup> 0	<sup>d</sup> 6	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8
To date	<sup>d</sup> 0	<sup>d</sup> 5	<sup>m</sup> 0	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 9

**7** Progress report☐ The progress report is attached**8** Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup> 1	<sup>d</sup> 2	<sup>m</sup> 0	<sup>m</sup> 2	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 9
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## Notice of progress report in voluntary winding up

**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 **Daniel Jolliffe**Company name **David Rubin & Partners**

Address

**26 - 28 Bedford Row**Post town **London**

County/Region

Postcode

**W C 1 R 4 H E**

Country

DX

Telephone **020 7400 7900****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)**

**IN THE MATTER OF**  
**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**

**AND**  
**THE INSOLVENCY ACT 1986**

**THE LIQUIDATOR'S SECOND ANNUAL PROGRESS REPORT  
PURSUANT TO SECTION 104A OF THE INSOLVENCY ACT 1986  
AND  
PART 18 OF THE INSOLVENCY (ENGLAND AND WALES) RULES 2016  
FOR THE YEAR ENDED 5 JANUARY 2019**

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
**Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986**

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Cumulative Time Analysis for the Period from 6 January 2017 to 5 January 2019

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
**Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986**

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**(a) Introduction**

The Company was placed into Creditors Voluntary Liquidation by way of the passing of a Special Resolution by the Members on 6 January 2017. This report provides an update on the progress in the liquidation, pursuant to Section 104A of the Insolvency Act 1986, for the year ended 5 January 2019.

**Rule 18.3: Progress Report**

**(b) Statutory information**

Company name: Blue Check Restaurant Limited  
Registered office: 26-28 Bedford Row, London, WC1R 4HE  
Company number: 07175445  
Trading address: 144-146 High Street, Bushey WD23 3DH, and, 12-13 Empire Way, Wembley HA9 0RQ

**(c) Liquidator's name and address:**

Paul Appleton (Office Holder Number 8883), of David Rubin & Partners, who may be contacted, in writing, at 26 - 28 Bedford Row, London, WC1R 4HE.

**(d) Any changes in the Office Holder**

Since my appointment on 6 January 2017, there has not been any change in the Office Holder.

**(e) Details of progress during the period and summary account of Receipts and Payments under review and cumulatively:**

With the exception of statutory matters requiring my attention during the course of the year, such as reporting to creditors, conducting case reviews and finalising post appointment matters, there has been no further substantive work conducted during the year.

A Receipts and Payments Account is attached at Appendix A, which is further explained below. Also attached, at Appendix A, is a cumulative Receipts and Payments Account for the period from 6 January 2017 to 5 January 2019.

**1. Receipts**

**1.1 Bank Interest Gross**

The funds in hand are held in an interest bearing account with a High Street bank in the Office Holder's name as Liquidator of the Company.

Interest earned on the funds in hand amounts to £14, of which £6 was received during the year under review.

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
**Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986**

**2. Payments**

**2.1 Liquidator's Remuneration**

Remuneration drawn on account during the year amounted to £19,000 plus VAT.

**2.2 Expenses charged but not yet paid**

The following expenses have been incurred by the Liquidator, but have yet to be discharged from estate funds:

Statutory Advertising	£84.60
Archiving Charges	£137.50
Travel Expenses	£19.20

**(f) Liquidator's Remuneration and Expenses**

**1. *Basis of remuneration***

At the first meeting of creditors, a resolution was passed approving that the basis of my remuneration as Liquidator be fixed by reference to the time properly spent by my staff and myself in attending to matters arising in the winding-up.

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), a schedule of my firm's charge-out rates was issued to creditors at the time the basis of the Liquidator's remuneration was approved. These rates were set in November 2011 and have fallen substantially behind prevailing market rates for a business of our size and expertise. Accordingly, the rates were revised on 1 November 2018. Our current hourly chargeout rates exclusive of VAT, which are charged in units of 6 minutes, are as follows:-

	<b>Previous</b>	<b>Current</b>
	<b>£</b>	<b>£</b>
Senior / Managing Partners	450	550
Partners/Office holders	300 - 395	495
Managers / Senior Managers	250 - 295	350 - 395
Senior Administrators	180 - 220	220 - 295
Administrators	130 - 160	160 - 200
Cashiers and Assistants	120 - 160	150 - 295
Supports	110 - 120	120 - 150

Chargeout rates are normally reviewed annually and are adjusted to reflect such matters as inflation, increases in direct wage costs, and changes to indirect costs such as Professional Indemnity Insurance.

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
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**(f) Liquidator's Remuneration and Expenses (continued)**

**2. *Staff allocation and the use of subcontractors***

My general approach to resourcing my 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, Manager, Senior Administrator and two Administrators. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment, and additional staff may be allocated to meet the demands of the case.

I have not utilised the services of any subcontractors in this case.

**3. *Liquidator's remuneration***

My time costs for the year under review are £8,009. This represents 33 hours at an average rate of £238 per hour. I attach, as Appendix B, a Time Analysis, which provides details of the activity during the year, analysed by staff grade.

I have also reviewed my cumulative time costs for the period from 6 January 2017 to 5 January 2019 and would report that my total time costs are £25,127 for 100 hours, which equates to an average cost of £251 per hour. A breakdown of my time charges is also set out in Appendix B.

I initially provided creditors a fee estimate £38,540 for the liquidation. The time costs incurred to-date is within the budget provided and I do not expect the estimate to be exceeded.

To view an explanatory note concerning Liquidators' remuneration issued by the Joint Insolvency Committee, please visit the Publications folder on our website at [www.drpartners.com/cases](http://www.drpartners.com/cases), using the following log-on details:

USERNAME: B464@drco.co.uk

PASSWORD: 464Bgm\*!

Alternatively, please contact this office to arrange for a copy to be sent to you.

Included in the work undertaken by me and my staff, since my appointment, is, inter alia, the following:-

- i) Dealing with creditors' enquiries, both by correspondence and by telephone, and noting their claims;
- ii) Applying for the Liquidator's Bond, as required by the Insolvency Practitioners Regulations 2005;
- iii) Carrying out all necessary investigations, including the examination of the Company's statutory records and books of accounts and records in order to enable me to prepare and submit my report on the conduct of the Directors pursuant to the requirements of the Company Directors Disqualification Act 1986.



**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
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**(f) Liquidator's Remuneration and Expenses (continued)**

- iv) Liaising with Peter Davies & Sons ("PDS") in relation to the marketing and sale of the Company's business and assets;
- v) Correspondence with the Company's bank in respect of its account and arranging for its closure;
- vi) Preparation, circulation and statutory filing of the Annual Progress Report for the period covering 6 January 2017 to 5 January 2018;
- vii) Preparation and submission of all pre and post appointment VAT returns; and
- viii) Correspondence with HM Revenue and Customs in connection with the Company's pre appointment operation of VAT and PAYE.

**4. Liquidator's Expenses**

Expenses incurred in the liquidation are explained at (e) above in my comments on the Receipts and Payments Accounts

**5. Creditors' Rights – Rule 18.9 and Rule 18.34**

- i) Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors), may request, in writing, that the Liquidator provides further information about his remuneration or expenses, which have been itemised in this progress report.
- ii) Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors), may, within 8 weeks of receipt of this progress report, make an application to Court on the grounds that the basis fixed for the Liquidator's remuneration, the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

**(g) Creditors and Distributions**

**(i) Secured Creditors**

The Company has no Secured Creditors.

**(ii) Preferential Creditors**

The Company has no Preferential Creditors.

**(iii) Unsecured Creditors**

The claims of four Unsecured Creditors totalling £221,483 have been received compared to 16 creditors totalling £359,438 disclosed on the Director's Estimated Statement of Affairs. Based on current information, it is unlikely that there will be a dividend payable to the unsecured non-preferential creditors.

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**  
**Annual Progress Report pursuant to Section 104A of the Insolvency Act 1986**

**(h) Details of what remains to be done**

Shortly after circularisation of this report, I will look to close this liquidation.

**(i) Other information of relevance to creditors:**

***Investigations***

1. In accordance with the Company Directors Disqualification Act 1986, I have submitted a report on the conduct of the Directors of the Company to the Department for Business, Energy & Industrial Strategy (BEIS). As this is a confidential report, I am not able to disclose the contents.
2. Shortly after my appointment, I made an initial assessment of whether there could be any matters that might lead to recoveries for the estate, and what further investigations may be appropriate. This assessment took into account information provided by creditors either at the initial meeting or as a response to my request to complete an investigation questionnaire. My examinations have not revealed any issues requiring further investigation.

**(j) Next report**

I am required to provide a further report on the progress of the liquidation within two months of the end of the next anniversary of the liquidation, unless I have concluded matters prior to that, in which case I will write to all creditors with my Final Account, which will conclude my administration of the Liquidation.

I trust you will find this report adequate for your purposes but should you require any further information, please do not hesitate to contact my Senior Manager, Glyn Middleton at this office.



**PAUL APPLETON - LIQUIDATOR**

**DATE: 12 FEBRUARY 2019**

APPENDIX A

**BLUE CHECK RESTAURANT LIMITED - IN LIQUIDATION**

**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT**

**FROM 6 JANUARY 2017 TO 5 JANUARY 2019**

	<b><u>Estimated to realise</u></b> £	<b><u>Realised to-date</u></b> £	<b><u>Y/E 05-Jan-19</u></b> £
<b><u>Balance brought forward</u></b>			23,042.23
Goodwill	Uncertain	8,000.00	0.00
Furniture & Equipment	8,130	15,500.00	0.00
Stock	Nil	1,500.00	0.00
Cash at Bank	3,284	Nil	0.00
Cash held on Appointment	9,000	9,000.00	0.00
Bank Interest Gross	-	14.39	6.16
		<u>34,014.39</u>	<u>23,048.39</u>
<b><u>Payments</u></b>			
Statement of Affairs Fee		7,500.00	0.00
Statutory Advertising		169.20	0.00
Agent's Fees		3,296.80	0.00
Liquidator's Remuneration		19,000.00	19,000.00
		<u>29,966.00</u>	<u>19,000.00</u>
<b><u>Receipts less Payments</u></b>		<u>4,048.39</u>	<u>4,048.39</u>
<b><u>Represented by:-</u></b>			
Balance at bank			4,048.39
VAT Recoverable			0.00
			<u>4,048.39</u>

## BLUE CHECK RESTAURANT LIMITED - IN CREDITORS' VOLUNTARY LIQUIDATION

LIQUIDATOR'S TIME COSTS FOR THE PERIOD 06/01/18 TO 05/01/19 SIP 9 TIME SUMMARY							
Classification of work function	Hours					Total Cost £	Average hourly rate £
	Partners	Manager / Senior Manager	Admin / Senior Admin	Cashiers	Total hours		
Statutory compliance, admin and planning	01 00	15:12	10 48	04:42	31:42	7,449.00	234.98
Creditors	00.00	01 54	00.00	00.00	01:54	560.50	295.00
Total hours and costs	01 00	17.06	10 48	04:42	33:36	8,009.50	238.38

LIQUIDATOR'S CUMULATIVE TIME COSTS FOR THE PERIOD FROM 06/01/17 TO 05/01/19 SIP 9 TIME SUMMARY							
Classification of work function	Hours					Total Cost £	Average hourly rate £
	Partners	Manager / Senior Manager	Admin / Senior Admin	Cashiers	Total hours		
<b>Statutory compliance, admin and planning</b>							
Statutory filings, circulars, notices, etc	00 00	00 00	02:30	00:00	02:30	358.00	143.20
Case planning, strategy & control	00 00	01 00	01:00	00:00	02 00	503.00	251.50
Taxation: PAYE, C/Tax & VAT	00 00	00:00	09 48	00 00	09 48	1,508.00	153.88
Accounting & Cashiering	00 00	00 42	00 54	08.30	10:06	1,675.50	165.89
Case reviews & Diary maintenance	00 00	00 00	15:18	00:00	15:18	2,148.00	140.39
<b>Investigations</b>							
CDDA preparation & reporting	01 00	06:18	00 06	00 00	07:24	2,324.50	314.12
SIP2 assessment and financial review	00 00	05 18	00.12	00:00	05:30	1,595.50	290.09
<b>Realisation of assets</b>							
Tangible assets	08 00	06 06	02 06	00 00	16:12	5,753.50	355.15
<b>Creditors</b>							
Unsec'd Creditors: correspondence & claims	01:00	09 36	01:42	00:00	12:18	3,590.00	291.87
Total hours and costs	11 00	46 18	34 18	08 30	100 06	25,127.50	251.02

The above headings include *inter alia*:

**Administration and Planning**

case planning  
appointment notification  
maintenance of records  
statutory reporting and compliance  
tax and VAT

**Realisation of Assets**

identifying and securing assets  
debt collection  
property, business and asset sales

**Investigations**

SIP2 review  
reports pursuant to Company Directors Disqualification Act 1986  
investigating antecedent transactions

**Creditors**

communications with creditors  
creditors claims (including secured creditors, employees and preferential creditors)