

LIQ13

Notice of final account prior to dissolution in MVL



Companies House

SATURDAY



A9HTMKSZ

A13

14/11/2020

#67

COMPANIES HOUSE

1 Company details

Company number 0 1 2 8 6 2 6 6

Company name in full BREANSTAR LIMITED

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

2 Liquidator's name

Full forename(s) Phillip A

Surname Roberts

3 Liquidator's address

Building name/number Sterling Ford

Street Centurion Court

Post town 83 Camp Road

County/Region St. Albans

Postcode A L 1 5 J N

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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Final account

☒ I have delivered the final account of the winding up to the members in accordance with Section 94(2) and attach a copy.

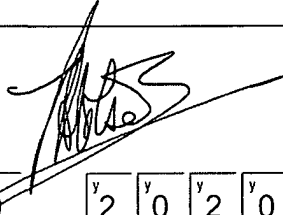
7

Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 3 ^d 0

^m 1 ^m 0

^y 2 ^y 0 ^y 2 ^y 0

**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 **Fedai Eren**

Company name **Phillip A Roberts**

Address **Centurion Court**

83 Camp Road

Post town **St Albans**

County/Region

Postcode

A L 1 5 J N

Country

DX

Telephone

01727 811 161

**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

Declaration of Solvency £		£	£
(7,320,660.00)	SECURED ASSETS Chargeholder (1)	NIL	NIL
23,082,331.00	ASSET REALISATIONS Heritable Property	27,383,803.00	
3,745,042.00	Leasehold Property (1)	NIL	
2,000.00	Plant & Machinery	NIL	
38,725,208.00	Debtors	179,830.83	
3.00	Shares & Investments	NIL	
636,479.00	Bills Receivable	NIL	
1,843,500.00	Cash at Bank	122,402.00	
	FUNDS RECEIVED FROM ASSOCIAT	397,046.00	
	INTERCOMPANY TRANSFERS	(133,397.00)	
	OTHER DEBTORS	8,289,750.00	36,239,434.83
(27,837.00)	UNSECURED CREDITORS Trade Account	519,347.00	
	INTERCOMPANY LOAN	592,383.19	
(510,250.00)	H M Revenue & Customs - CT & VAT	7,652,116.00	
(8,679,855.00)	Other Liabilities	225,180.00	(8,989,026.19)
	DISTRIBUTIONS Ordinary Shareholders	27,250,408.64	(27,250,408.64)
51,495,961.00			NIL
	REPRESENTED BY		NIL

Note:


Phillip A Roberts
Liquidator

BREANSTAR LIMITED - IN MEMBERS' VOLUNTARY LIQUIDATION ("the Company")

Liquidator's Final Report to Members pursuant to Section 94 of the Insolvency Act 1986.

1. Progress Report

1.1 I was appointed Liquidator of the Company on 5th May 2016 and this is my final progress report to the members of the Company, showing how the liquidation has been conducted. The report covers the period from 5th May 2016 to 30th October 2020.

1.2. In my last progress report of 29 May 2020, I mentioned that following the striking out of an appeal against my decision to reject a proof received in the liquidation, by the Insolvency and Companies Court (ICC) on 20 January 2020, a hearing of my application, that a third party who had had conduct of the claimant's appeal should be responsible for the costs summarily assessed in the sum of £20,000 would take place on 3 July 2020. The hearing on 3 July 2020 was adjourned to 15 July 2020, to allow the third party one final opportunity to present evidence to show why he should not be responsible for the costs assessed at £20,000 on 20 January 2020. Having considered my application and the third party's evidence, the ICC Deputy Judge ordered that the third party Respondent be liable for 80% of the costs summarily assessed on 20 January 2020, that is £16,000 (80% of £20,000) in 56 days [9 September 2020] and that he pays the costs thrown away by the adjournment of 3 July 2020 hearing, as well as the costs of 15 July 2020 hearing, both summarily assessed in the sums of £3,000 and £3,150, respectively.

1.3 As the third party Respondent had been ordered by the court on 3 July 2020, to pay into court the sum of £5,000, on 15 July 2020, the court ordered that £3,000 of the £5,000 be paid to me as liquidator immediately and the balance of £2,000 be paid to me on 12 August 2020. I applied to the Court Funds Office for the release of these payments and they were duly received. I then sought payment of the remaining balance payable by the third party Respondent of £17,150 plus interest at the Judgment rate, which was accruing daily. After two attempts to obtain payment failed, on 14 October 2020 I instructed agents to enforce a recovery of the debt. However, in view of my decision to conclude this liquidation, I have today assigned the debt to the members. The debt recovery agents shall now be instructed by those members directly.

1.4 The work required to be performed in the liquidation has been concluded, in that the realisation of all assets comprised within the estate has taken place, all known debts of the Company including tax liabilities, have been discharged in full inclusive of statutory interest, where applicable, and there appears to remain no further debts, and all distributions have been made.

2. Distribution Information

On 5th May 2016, I declared and made an in-specie distribution of property and other assets as follows:

<u>Member</u>	<u>No. Of Shares</u>	<u>Distribution Type</u>	<u>Total Distribution Made £</u>	<u>Distribution Date</u>
Ordinary Shareholders	100	In Specie	27,250,408.64	05/05/2016
	100		27,250,408.64	

3. Fee and disbursements information

The fees and disbursements for the liquidation of the Company and a number of other estates were pre-agreed in set amounts with their ultimate owners on the basis that they would be met outside the individual estates and for this reason no charges have been made directly to nor met from this estate.

4. Conclusion of the Liquidation

There being no further administrative work to complete except the submission of my final account to the Registrar of Companies, the grant of my release from office shall be deemed to have been received by default today, **30th October 2020**.

5.EC Regulation on Insolvency Proceedings 2000

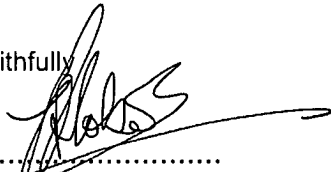
For the following reason it is considered that the EC Regulation on Insolvency Proceedings 2000 will apply. If it does apply, these proceedings will be the main proceedings as defined in article 3 of the EC Regulation.

Prior to winding-up, the Company's registered office was from where the Company carried on its business. Therefore, in the absence of proof to the contrary, at the date of liquidation the Company's centre of main interests is in the United Kingdom.

6.Insolvency Code of Ethics - I would advise you that I am bound by the Insolvency Code of Ethics in relation to the work performed for each insolvency appointment I hold and would inform you that my firm's Complaints Handling Policy may be found at the following link <http://sterlingford.co.uk/complaints.html>.

7.Data Protection and Privacy - I would refer you to this firm's policies regarding the protection and retention of personal data, which may be viewed at www.sterlingford.co.uk/privacy.html

Yours faithfully



.....
PHILLIP ROBERTS
LIQUIDATOR

Dated: 30th October 2020