

2.17B

The Insolvency Act 1986

Statement of administrator's proposals

Name of Company
D&A Withey Limited

Company number
06821060

In the High Courts of Justice Chancery Division Birmingham District Registry (full name of court)

Court case number
8076 of 2013

(a) Insert full
name(s) and
address(es) of
administrator(s)

We (a)
Alan Redvers Price
Marshman Price
PO Box 5895
Wellingborough
NN8 5ZD

Gary Steven Pettit
Marshman Price
PO Box 5895
Wellingborough
NN8 5ZD

*Delete as
applicable

attach a copy of ~~my~~/our proposals in respect of the administration of the above company

A copy of these proposals was sent to all known creditors on

(b) 16 April 2013

Signed



Joint Administrators

Dated

16 April 2013

Contact Details.

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form

The contact information that you give will be visible to researchers of the

A R Price
Marshman Price
Suite 1, Meadow Court
2-4, Meadow Close, Ise Valley Estate
Wellingborough, NN8 4BH

Telephone
DX Number

(01933) 270918
DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at -
Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff

FRIDAY



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19/04/2013

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COMPANIES HOUSE



Administrators' Proposals relating to

**D&A Withey Ltd ("the Company")
(In Administration)**

Issued on: 16 April 2013

DEFINITIONS

<u>Expression</u>	<u>Definition</u>
"the Company"	D&A Withey Limited (In Administration)
"the Group"	Deane & Amos Group Limited (in liquidation) The Company Deane & Amos Aluminium Systems Limited (in administration) Streets Metalwork Limited (in administration) D & A Lovell Limited (in liquidation)
"the joint administrators"	Alan Redvers Price and Gary Steven Pettit, both of Marshman Price, Suite 1 Meadow Court, 2-4 Meadow Close, Ise Valley Estate, Wellingborough, NN8 4BH
"the appointment date"	21 February 2013
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency Rules 1986 (as amended)
"the Directors"	Mark Deane and Keith Hosking
"the creditors"	All preferential and unsecured creditors
"Lloyds"	Lloyds TSB Commercial Finance Limited
"preferential creditor"	Any creditor of the Company whose claim is preferential within Section 386 of the Insolvency Act 1986 as at the appointment date, being the date the Company entered administration
"unsecured creditor"	Any person (other than a preferential creditor) who has, or claims to have, any claim against the Company (whether the claim be present, future or contingent or prospective and whether liquidated or for damages and whether arising in contract or tort or otherwise) in connection with or arising from any matter occurring prior to the appointment date
"valuing agent"	Eddisons, Edward House, 133 Bramcote Avenue, Nottingham NG9 4EY, whose partners are qualified and registered by the National Association of Valuers and Auctioneers
"solicitors"	Shakespeares LLP, Park House, Fnr Lane, Nottingham, NG1 6DN

These are the statutory proposals relating to the Company as laid down by the administrators

1. Statutory Information

Statutory information relating to the Company is attached at **Appendix I**

2. Circumstances leading to the appointment of Administrators

The Company was incorporated on 17 February 2009 after its business and assets were acquired from an administration and it has traded successfully for several years as part of the Group

During late 2011 the Company began to experience pressure from creditors as the Group began to experience financial difficulties. Deane & Amos Shopfitting Ltd, one of the companies within the group at the time, entered into administration in July 2011 and the remaining companies in the group found it difficult to obtain supplies to continue trading as suppliers were reluctant to provide goods on credit

Trading and cash flow for the first part of the trading year were fine. However, in October 2012, following the Group's loss of a contract with a major clearing bank to refurbish several of their branches and a large bad debt being suffered, cash flow pressures began to appear

In December 2012, the Company was undertaking work on a contract for an international retailer. However after the Christmas period Lloyds withdrew funding for 'deposit invoices' which had a major effect on the Company's cash flow and that of the Group in general. The directors took immediate steps to find external investment and approached various alternative banks for support but to no avail

In February 2013 Lloyds froze the factoring facilities in respect of the three companies within the group that were subject to factoring agreements. As a result of this and the inability to secure alternative funding the directors concluded there was no option but to cease trading operations across the Group on 14 February 2013 and its employees were made redundant by the Group forthwith. As a consequence of this decision the directors consulted with Marshman Price with regards to the options available to the Group

Following consideration of the Group financial position the solicitors were instructed and notice of intention to appoint administrators was filed at court on 15 February 2013

After liaising with Lloyds the joint administrators were appointed by the Directors on 21 February 2013. The appointment permitted the joint administrators to take any actions required either jointly or alone and I have been the administrator primarily involved in dealing with the Company's affairs

A summary of the Company's recent trading performance is shown below

	Statutory Accounts 01 Apr 2011 to 31 Mar 2012 (£)	Statutory Accounts 01 Apr 2010 to 31 Mar 2011 (£)
Turnover	19,411,623	11,512,605
Cost of Sales	<u>(16,027,258)</u>	<u>(10,010,431)</u>
Gross profit	3,384,365	1,502,174
Gross Profit %	17.43%	13.04%
Administrative Expense	(3,097,112)	1,280,105
Other Operating Income	<u>-</u>	<u>(36,886)</u>
Operating Profit	562,463	225,935
Interest Receivable	-	260
Interest Payable and Similar Charges	<u>(128,131)</u>	<u>(1,909)</u>
Profit on Ordinary Activities before Taxation	434,332	224,285
Tax on Profit on Ordinary Activities	<u>147,079</u>	<u>2,216</u>
Net Profit/(Loss) after tax	<u>287,253</u>	<u>222,069</u>

3. Objectives of the Administration of the Company and the joint administrators' strategy for achieving them

The purpose of an Administration is to achieve one of the three objectives set out in the insolvency legislation, which are to -

- (a) rescue the company as a going concern, or
- (b) achieve a better result for the company's creditors as a whole than would be likely if the company were wound up (without first being in Administration), or
- (c) realise property in order to make a distribution to one or more secured or preferential creditors

Objective (a) could not be achieved as no purchaser could be found for the shares of the Company and the nature of the Company's trading and its financial circumstances meant that a Company Voluntary Arrangement was not appropriate

As a result, I am seeking to achieve objective (b) for the Company, and will do this by a sale of the Company's business including chattel assets and work in progress and realising the book debts

The insolvency legislation has set a 12 month maximum duration for Administrations, unless the duration is extended by the Court or the creditors. If I am unable to complete the Administration of the Company within 12 months then I will either apply to the Court, or hold a meeting of creditors, in order to seek approval to extending the duration of the Administration

4. Actions of the Administrators following appointment

As already mentioned the Group ceased trading with effect from 14 February 2013. On that same day a High Court Enforcement Officer attended and exercised a levy pursuant to a High Court writ in F1 Fa upon one of the company vehicles. This was notwithstanding the acknowledgement by the enforcement officer that a notice to appoint administrators was to be filed the following day.

Upon my appointment the High Court Enforcement Officer was served notice that the interim moratorium was in force. However, despite notification it is understood the High Court Enforcement Officer has continued to sell the vehicle in complete breach of the provisions under paragraphs 43 & 44 of Schedule B1 to the Insolvency Act 1986 (as amended) and I have opened a dialogue with the enforcement officer regarding their conduct.

My staff and I attended the trading premises at South Portway Close, Round Spinney to gather the relevant financial information regarding the Company. To assist us with reconciling ledgers and other matters required, we engaged the services of some former employees. I also took steps to secure the building, including ensuring the locks at the premises were changed and made appropriate arrangements for insurance cover to be in place.

From the assessments made by the valuing agent and a review of the information to hand, it became apparent there were several third party assets and potential retention of title claims which needed to be dealt with. I therefore instructed the Valuing Agents to deal with this on the Administrators behalf.

By the appointment date Lloyds were able to report they had collected out to a point that, subject to any charges, there was a surplus due to the Company and the balance of unpaid debts were to be reassigned to the Company so they may be collected. Debt collection agents have been placed on notice to commence collection procedures once I am in receipt of the ledger records from Lloyds.

As mentioned, the Company was forced to cease trading. However, there were a number of on-going contracts and, in order to protect the value in these I opened negotiations with

several interested parties and opened dialogue with representatives of the largest customer at the time. As a result of these discussions and in order to protect and preserve the business and assets of the Company independent and professional advice was to sell the business at the earliest practical time. Accordingly, I completed the sale to ITS Interiors Limited on 24 March 2013. A summary of the sale is shown below.

Any valuations obtained of the business or the underlying assets?	Yes, by the valuing agents
Any value attributed to goodwill has been determined?	This has been determined by the "Earn out" provisions relating to work in progress and completion of contracts
The basis on which the business has been valued?	A median between break up and open market, going concern
The alternative courses of action that were considered by the administrator, with an explanation of possible financial outcomes,	To market an auction in situ on a break up basis, which was estimated to realise a lesser amount for the chattel asset than that achieved. Such an approach would also have been detrimental in terms of debtor recovery.
Why it was not appropriate to trade the business and offer it for sale as a going concern, during the administration	There were no funds available to cover wages or necessary raw materials required to enable continued trading
Details of requests made to potential funders to fund working capital requirements	Enquiries were made of Lloyds TSB Commercial but the funds available for release would still have been insufficient for on-going trade purposes
The date of the transaction,	24 March 2013
Details of the assets involved and the nature of the transaction	All plant & machinery, office furniture & equipment, work in progress and intellectual property rights
Details of any significant assets not included in the sale agreement,	The sales ledger
The consideration for the transaction	£70,000 in respect of the chattel assets together with a 3% earn out provision based upon profit on contracts to completion
The terms of payment	<p>£35,000 on completion with the balance payable on or before 26 April 2013</p> <p>The earn out payments are to be made within 30 days of receipt by the Purchaser of cleared funds from the customer</p> <p>The Purchaser has also deposited with our solicitors the equivalent to one quarter's (property) rental pending their negotiations with the landlord for continued occupation</p>

Details of any security obtained for deferred consideration, or an indication that no security has been obtained,	No deferred income provisions A personal guarantee has been given for the second tranche of consideration payable
Any condition of the contract that could materially affect the consideration?	The earn out provisions have been estimated to realise £23,773 but this could change dependent upon contractual performance and third party payments
Is the sale part of a wider transaction?	Yes, by way of safeguarding third party monies due to the Company
The identity of the purchaser,	ITS Interiors Limited
Any connection between the purchaser and the directors, shareholders or secured creditors of the company?	None
The names of any directors, or former directors, of the company who are involved in the management or ownership of the purchaser, or of any other entity into which any of the assets are transferred	None
Have any directors provided guarantees for amounts due from the company to a prior financier?	It is understood Mr M Deane had personally guaranteed the factoring agreement
Is that financier financing the new business?	No
Any options, buy-back arrangements or similar conditions attached to the contract of sale?	No
Any other relevant information?	None

5. Financial Position of the Company

I have asked the directors to prepare a summary of the Company's estimated financial position as at the appointment date. However, due to the high complexity and nature of the statements for the Company and other subsidiaries, the directors have requested they be able to instruct a third party to assist them in the preparation of the statement. Accordingly, I have extended the time for submitting the statement in accordance with the provisions of paragraph 48 of Schedule B1 to the Act.

While awaiting the statement of affairs, I have prepared an estimate of the financial position of the Company as at the appointment date from the records of the Company and that is attached at Appendix II, together with a list of names and addresses of all known creditors and the amounts of their debts.

Comments on the Joint Administrators' estimate of the financial position of the Company

5.1. Book Debts

The Company factored its book debts through Lloyds. The last detailed figures available show that Lloyds were holding a surplus of £23,343 with a potential ledger to be collected of £667,766 of which £261,351 is not likely to be collectable.

The above figures are subject to verification and any termination charges that may apply.

5.2 Work in progress

As mentioned, the work in progress has been sold as part of the sale agreement to ITS Interiors Ltd and the amount shown in an estimate of the realisable sum as a result. Creditors will be aware the work in progress carries negligible/nil value under forced sale conditions. Indeed, failure to secure the sale may have resulted in defect and/or breach of contract claims from the customers, which are not reflected in the unsecured creditors under the liquidation estimate.

5.3. Plant and Machinery

The Company's plant and machinery has been sold and the amount shown under administration reflects the gross value. There is a small amount of finance (approximately £2,400) to be paid from these proceeds.

5.4. Motor Vehicles

The Company had seven vehicles of which five were on hire purchase with Ford Leasing. These vehicles are in the process of being returned and it is unlikely that there will be any surplus.

As previously mentioned, one of the unencumbered vehicles was removed from the trading premises by the High Court Enforcement Officer prior to the appointment of the administrators. Notwithstanding the moratorium created by administration was in place the enforcement officer sold the vehicle on 22 February 2013 for £3,750 which was less than the amount the vehicle had been valued and, indeed, the amount sold for within the sale to ITS Interiors Limited. As a consequence I have opened a dialogue with the Enforcement officer with regards to their proposals for restitution.

The other unencumbered vehicle was sold to ITS Interiors Ltd as part of the sale agreement.

5.5. Office furniture & Equipment

These assets were sold as part of the sale agreement to ITS Interiors Ltd as mentioned above

5.6. Stock/Raw Materials

The Company's raw materials were valued at £5,400 by the valuing agent. The valuation took into consideration some of the stock was partially used and/or already marked up for designated projects, which all serves to depreciate value. The residue stocks were sold as part of the sale agreement to ITS Interiors Ltd as mentioned above, subject to any valid retention of title claim received.

5.7. Cash at Bank

There is currently £671 held in the company's account with National Westminster Bank Plc

5.8. Preferential creditors

The only known preferential creditors are former employees of the Company for unpaid wages and holiday pay. Their claims are subject to a maximum limit set by the Employment Rights Act in the first instance.

5.9 Prescribed Part

There are provisions of the insolvency legislation that requires an administrator to set aside a percentage of a Company's assets for the benefit of the unsecured creditors in cases where the Company gave a "floating charge" over its assets to a lender on or after 15 September 2003. This is known as the "prescribed part of the net property." A Company's net property is that left after paying the preferential creditors, but before paying the lender who holds a floating charge. An Administrator has to set aside

- 50% of the first £10,000 of the net property, and
- 20% of the remaining net property up to a maximum of £600,000

The Company gave fixed and floating charges to Deane & Amos Shopfitting Ltd and Lloyds on 11 July 2011 and 13 September 2011 respectively. The money due to the charge holders has been fully repaid. As a result, the prescribed part provisions will not apply.

6. Administrators' Receipts and Payments Account

I attach a summary of my receipts and payments relating to the Company for the period from when it entered Administration to the date of these proposals at Appendix III

7. Proposed Future Actions of the Administrator to Achieve the Objective of the Administration

In order to achieve the objective of the administration of the Company I propose to continue to collect the proceeds from the sale of the business, realise the surplus from the Lloyds and collect the outstanding book debts once they have been re-assigned back to the Company

The realisation of the above assets is likely to result in a dividend distribution to both preferential and unsecured creditors, although the amount and timing is unknown at present

8 Administrators' Remuneration and Expenses

I propose that my fees will be charged by reference to the time properly spent by me and my staff in dealing with the matters relating to the administration of the Company. This time will be charged at the hourly charge out rate of the grade of staff undertaking the work at the time the work is undertaken. Information about current charge out rates and the units of time in which work done is recorded is set out in Appendix IV. I also propose that I am permitted to charge what are known as category 2 expenses. Information about category 2 expenses is set out in Appendix IV.

To the date this report is prepared, my time costs amount to £43,755, representing 220 hours work, at an average charge out rate of £198.89. Appendix IV contains information about remuneration and expenses, including the total time spent on the affairs of the Company for the period from when it entered Administration to the date of these proposals and the cost of that time based on the charge out rates of the staff undertaking the work.

A description of the routine work undertaken in the administration to date is as follows

1. Administration and Planning

- Preparing the documentation and dealing with the formalities of appointment
- Statutory notifications and advertising
- Preparing documentation required
- Dealing with all routine correspondence
- Maintaining physical case files and electronic case details on INSOLV case management software
- Review and storage
- Case bordereau
- Case planning and administration
- Preparing reports to members and creditors
- Convening and holding meetings of members and creditors

2. Cashiering

- Maintaining and managing the administrator's cashbook and bank account
- Ensuring statutory lodgements and tax lodgement obligations are met

3. Creditors

- Dealing with creditor correspondence and telephone conversations
- Preparing reports to creditors
- Maintaining creditor information on INSOLV case management software
- Reviewing, and adjudicating on if necessary, proofs of debt received from creditors
- Dealing with various retention of title claims

4. Investigations

- Review and storage of books and records
- Prepare a return pursuant to the Company Directors Disqualification Act
- Conduct investigations into suspicious transactions
- Review books and records to identify any transactions or actions an administrator may take against a third party in order to recover funds for the benefit of creditors

5. Realisation of Assets

- Corresponding with Lloyds TSB Commercial Finance Ltd and attempting to collect the surplus held on the factored book debts
- Liaising with the company's bank regarding the closure of the account
- Liaising with the valuation agents regarding the sale of the company's assets
- Liaising with the purchasers and solicitors regarding the purchase of the business

A copy of the "Creditors' Guide to Fees" relating to Administrators' Remuneration is attached to this report. Further copies are available free of charge upon request to my office or, alternatively can be obtained from the Association of Business Recovery Professionals on www.r3.org.uk

9. Pre-appointment Fees and Expenses

The members of the company and/or board of the company instructed me to assist them in placing the company in administration on 18 February 2013. It was agreed the administrators should be paid their pre-appointment fees and expenses. I attach at appendix VI a detailed time cost table showing the pre-appointment time costs incurred by category and staff grade at my firm.

In addition to my own time costs, the following expenses were incurred:

The following pre-appointment work was undertaken:

- 1 Set up case files generally in relation to my appointment
- 2 Carry out the required ethical checks
- 3 Consider the financial position of the company

The following statement sets out my pre-appointment fees and expenses incurred. The statement also shows those fees and expenses that were paid prior to the administration and those where approval is being sought to pay them from administration funds.

Description	Paid pre-appointment £	To be paid £
Administrators' remuneration		24,570 30
Employment advice		2,640 00
Legal fees		9,527 70
Total		£36,738.00

10. Administrators' Investigations

I have a duty to consider the conduct of those who have been directors of the Company at any time in the three years preceding the administration. I am also required to investigate the affairs of the Company in general in order to consider whether any civil proceedings should be taken on its behalf. Accordingly, I should be pleased to receive from you any information you have that you consider will assist me in this duty. I would stress that this request for information forms part of my normal investigation procedure.

11. EC Regulation on Insolvency Proceedings

I consider that the EC Regulation on Insolvency Proceedings apply to the Administration of the Company. I also consider that they are "main" proceedings since the Company's registered office and trading address are in the United Kingdom.

12. Administrators' Proposals

In order to achieve the objective set out at Section 3 above, the administrators of the Company formally propose to creditors that:

- (a) They continue to manage the business, affairs and property of the Company in order to achieve the purpose of the Administration. In particular they:
 - (i) realise the company's book debts,
 - (ii) Receive and reconcile the receipts from the sale of business, including monitoring the earn out conditions,
 - (iii) investigate and, if appropriate, pursue any claims that the Company may have against any person, firm or company whether in contract or otherwise, including any officer or former officer of the Company or any person, firm or company which supplies or has supplied goods or services to the Company, and

- (iv) do all such things and generally exercise all their powers as administrators as they in their discretion consider desirable or expedient in order to achieve the purpose of the administration or protect and preserve the assets of the Company or maximise the realisations of those assets, or of any purpose incidental to these proposals

Taking the above into consideration the administrators are proposing the following exit routes for consideration

- (b) the administration will end by placing the Company into Creditors Voluntary Liquidation and propose the joint administrators are appointed joint liquidators of the Company and that they will act jointly and severally in their duties. Creditors may nominate a different person(s) as the proposed liquidator(s), but you must make the nomination(s) at any time after you receive these proposals, but before they are approved. Information about the approval of the proposals is set out at Section 13
- (c) the Administration will end by the presentation of a winding up petition to the Court for the Compulsory Liquidation of the Company, and propose the administrators are appointed joint liquidators of the Company by the Court

The joint administrators also propose

- (d) The joint administrators are remunerated by reference to time properly spent by them and their staff in dealing with matters relating to the Administration of the Company, such time to be charged at the hourly charge out rate of the grade of staff undertaking the work at the time it was undertaken. Details of the current charge out rates for the joint administrators and their staff are outlined in these proposals
- (e) I be authorised to draw category 2 expenses as outlined in these proposals
- (f) The pre-appointment costs outlined above are paid as an expense of the administration

13. Approval of Proposals

I am holding a meeting of creditors to enable creditors to consider and vote on my formal proposals to achieve the objective of the Administration of the Company. The meeting will be held on Thursday 02 May 2013 at 2.00pm at Franklins Gardens, Weedon Road, Northampton NN5 5BG and a formal notice about the meeting is enclosed with these proposals

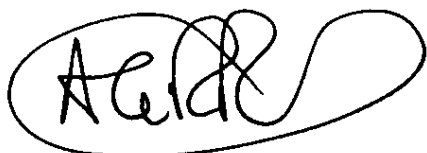
I also enclose a proxy form and a proof of debt form for your use at the meeting of creditors. As a creditor you can only vote if you complete and send these forms to us and your claim is admitted. I must receive your completed forms by no later than noon on the business day

before the day of the meeting. You are not required to attend the meeting, and non-attendance will not affect your rights against the company. Creditors whose claims are wholly secured are not entitled to vote, but can attend or be represented at the meeting.

The meeting of creditors will be given the opportunity to appoint a creditors' committee. A committee is made up of between three and five representatives of creditors who will then meet me on a regular basis to discuss the Administration of the Company. If a committee is appointed then it will be for them to approve our remuneration (and category 2 expenses). If a committee is not appointed then approval of our remuneration (and category 2 expenses) will be considered as part of these formal proposals.

14. Further Information

Should you require any further information relating to these proposals or the Administration of the Company please do not hesitate to contact Natasha Pink on the telephone number shown in the covering letter enclosing these proposals.

A handwritten signature in black ink, appearing to read 'A R Price', enclosed within a large, loopy oval shape.

ALAN R PRICE

Joint Administrator

Statutory Information:

Company name:	D&A Withey Limited
Company No.	06821060
Date of incorporation:	17 February 2009
Principal activities.	Manufacture of metal of structures and parts of structure
Registered office:	Suite 1 Meadow Court, 2-4 Meadow Close, Ise Valley Estate, Wellingborough, Northants NN8 4BH
Former registered office:	South Portway Close, Round Spinney, Northampton NN3 8RH
Directors:	Mark Andrew Deane and Keith Philip Hosking
Members.	Deane & Amos Group Limited (In Liquidation)
Bank:	National Westminster Bank Plc and Barclays Bank Plc
Auditors:	MHA MacIntyre Hudson

D&A WITHEY LIMITED (IN ADMINISTRATION)**ESTIMATED OUTCOME STATEMENT**

ASSETS	Liquidation		Administration
	Book value	Est to realise	
	£	£	£
Chattels Assets and Stock	68,549	52,400	70,000
Motor Vehicle	6,312	NIL	5,000
Book Debts Surplus	691,109	322,319	410,304
Cash at bank	671	671	671
Work in progress	NIL	NIL	23,773
Estimated assets	<u>766,641</u>	<u>375,390</u>	<u>509,748</u>
ESTIMATED COSTS			
Liquidator's remuneration		(25,000)	
Liquidator's expenses		(1,500)	
Legal costs		(2,500)	(5,665)
Debt collection fees		(42,976)	(45,589)
Pre-appointment fees			(24,570)
Pre-appointment expenses			(6,429)
Joint Administrators' remuneration			(45,000)
Joint Administrators' expenses			(1,500)
Agents - chattel valuation/disposal			
		<u>303,414</u>	<u>380,995</u>
PREFERENTIAL CREDITORS			
		<u>(51,035)</u>	<u>(51,035)</u>
Surplus/deficiency re creditors			
		<u>252,379</u>	<u>329,960</u>
NON-PREFERENTIAL CREDITORS			
HM Revenue & Customs		(635,716)	(635,716)
Employees		(420,133)	(420,133)
Trade & expense		(1,598,711)	(1,598,711)
ESTIMATED DEFICIENCY		<u>(2,402,181)</u>	<u>(2,324,600)</u>
ESTIMATED DIVIDEND			
		9 5	12 4
		Pence	Pence
		in the pound	in the pound

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
1st Access UK Ltd	Quality House, Spring Lane, Willenhall, West Midlands, WV12 4HL	9,262 80
Ability Construction Services Limited	Account Ref Ability House, Commerce Road, Lychwood Business Park, Peterborough, Cambridgeshire, PE2 6LR	3,134 66
Abington Decorating Supplies	Account Ref 135 Stimpson Avenue, Abington, Northampton, NN1 4JN	4,110 17
Access Floors Limited	Account Ref The Studio, 15 Huntsmead, Northampton, NN3 5HT	1,500 00
ACM Compaction Technology Ltd	Account Ref Eco House, Lea Road, Waltham Abbey, Hertfordshire, EN9 1AS	2,569 31
Adam Marshall	Account Ref 40 Einstein Crescent, Heritage Park, Duston, NN5 6FY	703 92
ADT Fire and Security PLC	Account Ref Customer Accounts - Contracts, PO Box 352, Manchester, M16 9XY	720 00
AEB Construction Ltd	Account Ref 15 Oakleigh Court, Henllys, Cwmbran, Torfaen, NP44 6HE	33,757 90
Air Cool Engineering Midlands Limited	Account Ref Fairway House, Vulcan Road, Solihull, West Midlands, B91 2JY	16,189 79
Airserve SMC Limited	Account Ref 271 Ralph Road, Shirley, Solihull, B90 3LF	35,284 40
Allstar (Arval) DD	Account Ref Solutions Ltd, Post Dept 27, PO Box 1463, Windmill Hill, Swindon, SN5 6PS	2,786 80
Amar Al-Soufi	Account Ref 143 Central Avenue, Southend on Sea, Essex, SS2 4DY	642 73
American Express Payment Services Ltd	Account Ref PO Box 94, Amex House, Brighton, BN88 1AH	48 00
Amtico International	Account Ref Solar Park, Solihull, West Midlands, B90 4SH	8,403 68
Arnold Laver Timberworld	Account Ref Bramall Lane, Sheffield, S2 4RJ	7,388 80
Art Decorators Nationwide Ltd	Account Ref 22 Broomhill Road, Bulwell, Nottingham, NG6 9GW	1,492 50
Asbestos Survey Projects Limited	Account Ref Patrick House, 5 Maney Corner, Sutton Coldfield, B73 5EL	582 00

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Assessment & Training Company Ltd	Account Ref The Old Fire Station, Pandy Park, Aberkenfig, Bridgend, CF32 9RE	1,500 00
Auto Doors (Scotland) Ltd	Account Ref Unit 6, 69 Bothwell Road, Bothwell Road Industrial Estate, Hamilton, ML3 0DW	440 00
Automotive Body Services Ltd	Account Ref Unit 6, Ransome Road, Northampton, NN4 8AA	1,116 00
Avon Plywood Ltd	Account Ref Pixash Works, Pixash Lane, Keynsham, Bristol, BS31 1TR	
Aweso UK Ltd	Account Ref EastInd House, 50 Forge Lane, Halesown, West Midlands, B62 8EB	83,674 45
BAA Business Support - Heathrow Airport	Account Ref Heathrow - Cash Process Team, PO Box 3000, Glasgow, G52 4YG	4,914 36
BAA Business Support - Stanstead Airport	Account Ref Stanstead Airport Ltd, PO Box 12028, Stanstead, CM24 1WD	139 24
Barlows (Retail Electrical Solutions) LLP	Account Ref Unit 10 Tungsten Building, George Street, Southwick, West Sussex, BN41 1RA	16,359 00
Bedford Fixings	Account Ref 1A Dean Street, Bedford, MK40 3EQ	879 84
BEE TEE Alarms	Account Ref 43 Roasehold Road, Abington, Northampton, NN1 4TQ	144 00
Bishopcraft Ltd	Account Ref 399A Harrowgate Road, Bradford, West Yorkshire, BD2 3TF	
Blackheath Products	Account Ref Units 2-4 Fairfield Park, Halesowen, West Midlands, B62 9JL	2,061 29
Blaze Neon Limited	Account Ref Patricia Way, Pysons Road, Broadstairs, Kent, CT10 2XZ	1,557 90
Blickle Casters & Wheels Ltd	Account Ref 30 Vincent Avenue, Crownhill, Milton Keynes, Buckinghamshire, MK8 0AB	321 72
Blue Direct Ltd	Account Ref Montpelier Chambers, 61-63 High Street South, Dunstable, Bedfordshire, LU6 3SF	139 15
Brintons Ltd	Account Ref PO Box 16, Exchange Street, Kidderminster, DY11 1AG	29 10

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
British Red Cross Society	Account Ref Scotland Processing Unit, Floor 3, 1 Smithhills Street, Paisley, PA1 1EA	312 00
Bryson Products	Account Ref Redland, Coulsdon, Surrey, CR5 2HT	5,884 13
Bury Fixings Group	Account Ref Premiere House, Telford Way, Severalls Industrial Estate, Colchester, Essex, CO4 9QP	14,382 79
Butterfield Designs	Account Ref 174 Sunbridge Road, Bradford, BD1 2RZ	990 00
Butterfield Sings Ltd	Account Ref 174 Sunbridge Road, Bradford, West Yorkshire, BD1 2RZ	
Caldyne Limited	Account Ref Caldyne Park, Wallage Lane, Rowfant, Crawley, West Sussex, RH10 4NQ	14,403 58
Carlton Packaging LLP	Account Ref Bridge House, Ward Road, Milton Kenyes, Buckinghamshire, MK1 1JA	821 82
CDM Retail Displays Limited	Account Ref The I O Centre, Nash Road, Park Farm, Redditch, Worcestershire, B98 7AS	7,815 34
Census Limited	Account Ref Unit 31-32 Dinnington Business Centre, Outgang Lane, Dinnington, Sheffield, S25 3QX	20,195 45
Charles Waton Ironmongers	Account Ref Worth Way, Keighley, BD21 5AJ	361 22
Cheshire Ceilings Limited	Account Ref 84 Netherley Road, Hinckley, Leicestershire, LE10 0RF	12,600 00
CITB Construction Skills	Account Ref Levy & Grant Department, Bircham Newton, Kings Lynn, Norfolk, PE31 6RH	3,362 00
Colonial Construction	Account Ref 53 Loyd Road, Abington, Northampton, NN1 5JE	16,344 85
Compass Resourcing	Account Ref St John's Works, Neville Road, Bradford, West Yorkshire, BD4 8TU	
Contacta Limited	Account Ref 11 Tower View, King Hills, West Malling, Kent, ME19 4UY	1,788 07
Control Fabrications	Account Ref Pintasil House, Pintail Close, Victoria Business Park, Netherfield, Nottinghamshire, NG4 2SG	98,138 28
	Account Ref	

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Corona Energy - DD	Edward Hyde Building, 38 Clarendon Road, Watford, WD17 1JW	8,246 63
Cottage Furniture	Account Ref Pure CF House, Whitbridge Way, Stone, Staffordshire, ST15 8JS	
Coventry City Council	Account Ref Finance and Legal Services, PO Box 15, The Council House, Coventry, CV1 5RQ	450 00
CPD Distribution Plc	Account Ref Hillsborough Works, Langsett Road, Sheffield, S6 2LW	28,819 06
Crawley Borough Council - DD	Account Ref Town Hall, The Boulevard, Crawley, RH10 1UZ	4,420 27
Creative Design & Structure Ltd	Account Ref Newtown House, Newtown Road, Henley on Thames, RG9 1HG	780 00
CSL Global	Account Ref Unit 6 Millers Court, Windmill Road, Kenn, Clevedon, BS21 6UL	2,524 00
CSR Digital Ltd	Account Ref 6 Fernan Dell, Crowhill, Milton Keynes, Buckinghamshire, MK8 0EL	487 09
D A Lovell	Account Ref South Portway Close, Round Spinney, Northampton, Northamptonshire, NN7 8RH	135,913 80
D&A Metalwork Ltd	Account Ref 23-29 Motspur Drive, Kingsthorpe, Northampton, NN2 6LN	4,715 10
D&A Streets Ltd	Account Ref 23-29 Motspur Drive, Kingsthorpe, Northampton, Northamptonshire, NN2 6LN	7,607 14
DA Lovell	Account Ref South Portway Road, Round Spinney Industrial Estate, Northampton, NN3 8RH	1,357 37
Dalrod	Account Ref Dal House, Welbeck Wa, Woodston, Peterborough, Cambridgeshire, PE2 7WH	660 00
Daniel Applewhite - Rees	Account Ref 7 Gardener Place, Biddenham, Bedford, MK40 4QU	185 34
Daniel Frost	Account Ref 24 Stanhope Road, Northampton, Northamptonshire, NN2 6JY	133 00
Davin Carpets Limited	Account Ref 442 Chester Road North, New Oscott, Sutton Coldfield, West Midlands, B73 6RG	9,523 13
	Account Ref	

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
DDA Access Ltd	First Floor, 14 High Street, Olney, Buckinghamshire, MK46 4BB	582 00
D-Drill (Master Drillers) Ltd	Account Ref Shilton Industrial Estate, Bulkingtn Road, Shilton, Coventry, CV7 9QL	1,746 00
Deane & Amos Aluminium Systems	Account Ref Queens Park Estate, Studland Road, Northampton, NN2 6NE	2,814 45
Deane & Amos Aluminium Systems	Account Ref Unit 8, Queens Park Estate, Studland Road, Northampton, NN2 6NA	441 00
Deane and Amos Group Limited	Account Ref South Portway Close, Round Spinney, Northampton, NN3 8RH	1,834 55
Denise Peat	Account Ref 12 Northampton Lane South, Moulton, Northampton, NN3 7RL	89 90
Dimmer Brothers	Account Ref 149 Stimpson Avenue, Northampton, NN1 4JN	1,999 20
Dipak Bhudia	Account Ref 9 Varley Close, Wellingborough, Northants, NN8 4UZ	
DJ Hinton & Company Limited	Account Ref Road 2, Hoobrook Industrial Estate, Worcester Road, Kidderminster, DY10 1HY	14,924 40
DJ King Sealant Applicators	Account Ref 16 Victoria Road, Cold Norton, Essex, CM3 6JD	120 00
Dougall Roofing & Waterproofing Solutions	Account Ref Unit 3, Nelson Avenue, Cramlington, NE23 1HG	8,889 60
Driver Hire	Account Ref Bradford Business Park, Kings Gate, Canal Road, Bradford, BD1 4SJ	3,031 29
Ductclean (UK) Ltd	Account Ref The Yard, Cambridge Cottages, High Cross, Hertfordshire, SG11 1BB	2,040 00
Duncan Reeds	Account Ref Unit 11 Gillmans Industrial Estate, Natts Lane, Billingshurst, West Sussex, RH14 9EZ	8,661 39
Dustraction Ltd	Account Ref 1 Pomeroy Drive, Oadby, Leicester, LE2 5NE	1,067 69
Eco Timber Panels Ltd	Account Ref Barn Way, Lodge Farm Industrial Estate, Northampton, NN5 7UW	3,745 74
Elliott Group	Account Ref Manor Drive, Peterborough, PE4 7AP	1,073 14

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Emergency Services (Media Department) Ltd	Account Ref 2nd Floor, 30 Lord Street, Wrexham, LL11 1LR	714 00
E-On UK Plc - DD	Account Ref Westwood Way, Westwood Business Park, Coventry, CV4 8LG	
Ergotechnics Limited	Account Ref 1775 London Road, Leigh on Sea, Essex, SS9 2ST	608 40
Evergreen Management UK Ltd	Account Ref 46a Hatton Park Road, Wellingborough, Northamptonshire, NN8 5AH	12,500 00
EZR Shelving	Account Ref Witan Park, Avenue Two, Station Lane, Witney, Oxon, OX28 4FH	602 77
Ford Lease DD	Account Ref Oakwood Park, Lodge Causeway, Fishponds, Bristol, BS16 3JA	3,280 08
Four Seasons Air Conditioning	Account Ref Stadium Works, Sedgley Street, Wolverhampton, West Midlands, WV2 3AJ	834 00
Frontlight Flooring & Pumping Ltd	Account Ref 35 Beechfield Gardens, Romford, Essex, RM7 0EJ	1,111 51
Gatwick Airport Ltd	Account Ref London Gatwick Airport, PO Box 450, Horley, RH6 6AU	948 00
Gent Glass Ltd	Account Ref Showroom & Works, Sanders Road, Finedon Road Ind Estate, Wellingborough, Northamptonshire, NN8 4PP	11,973 94
George Murphy Site Management Svs	Account Ref 78 Swift Road, Moorside, Oldham, OL1 4QT	2,250 00
Gloucester Locksmiths	Account Ref Unit 32 Sabre Close, Green Farm Business Park, Quedgeley, Gloucester, GL2 4NZ	3,567 24
Grant Airconditioning & Ventilation Ltd	Account Ref Suite 5, Mayden House, Long Dennington Business Park, Main Road, Long Bennington, NG23 5DJ	
Hafele UK Limited	Account Ref Swift Valley Industrial Estate, Rugby, CV21 1RD	4,467 76
Hames Associates Wealth Management	Account Ref 12 Waterside Way, Bedford Road, Northampton, NN4 7XD	1,023 92
Harbine Ironmongery	Account Ref 27-31 Payne Road, London, E3 2SP	1,383 72
Hardingstone Transport Service	Account Ref 27 Newport Pagnell Road, Hardingstone, Northampton, NN4 6ER	625 73

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Hawes Signs Ltd	Account Ref Moulton Park, Northampton, NN3 6EU	216 00
HMRC	Account Ref Enforcement Office, Barrington Bridge House, Barrington Road, Worthing, West Sussex, BN12 4EA	635,716 22
HMRC - PAYE	Account Ref Enforcement Office, Barrington Bridge House, Barrington Road, Worthing, West Sussex, BN12 4EA	
HMRC - VAT	Account Ref 267PF160602 Informal Insol Lpool, 1st Floor, Queens Dock, Liverpool, L74 4AG	
Howes Percival LLP	Account Ref 946 7707 78 Oxford House, Cliftonville, Northampton, NN1 5PN	1,576 20
HSS Hire Services Group	Account Ref 204844 0004 25 Willow Lane, Mitcham, Surrey, CR4 4TS	3,661 12
HVP Security Shutters Limited	Account Ref 4 Grace Road, Marsh Barton, Exeter, EX2 8QA	
I R Stephens	Account Ref 76 Hartland Avenue, Tattenhoe, Milton Keynes, MK4 3DN	398 40
ID Ess (Retail) Ltd	Account Ref 3 West Road, Harlow, Essex, CM20 2BQ	2,782 91
Ideal Surfaces Ltd	Account Ref Unit A, Warwick Buildings, Rossendale Road, Eal Shilton, LE9 7LX	185 30
Identity Signs (London) Limited	Account Ref Unit 23, North Orbital Commercial Park, Napsbury Lane, St Albans, Hertfordshire, AL1 1XB	
Inside Aluminium	Account Ref Sandhill Barn, Sandhill Lane, Washington, RH20 4TD	
ISA Fire Prods & Services Ltd	Account Ref 16 Orlingbury Road, Little Harrowden, Northants, NN8 5BH	317 25
ISF Group Ltd	Account Ref Thurmaston Boulevard, Leicester, LE4 9HS	8,104 63
Jets Electrical Contractors	Account Ref Jubilee Close, Kingsbury, London, NW9 8TR	1,858 56
Jewson	Account Ref 31-33 St James Road, Northampton, NN5 5JW	17,611 74
Jon White	Account Ref Flat One, 13 Berkeley Place, Wimbledon Village,	974 60

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
	London, SW19 4NN	
Jonathan Lewis	Account Ref 13 London Road, Great Glen, Leicester, LE8 9DJ	202 34
Jones & Whymark Eng Ltd	Account Ref Commerce Way, Whitehall Ind Estate, Colchester, Essex, CO2 8HH	2,617 31
Kean Building Fire Protection Services	Account Ref 39-43 Temple Bar, Willenhall, West Midlands, WV13 1SH	4,680 60
Keith Hosking	Account Ref 24 Greatchesters, Bancroft, Milton Keynes, Buckinghamshire, MK13 0PD	58 00
Keith Jones & Son Decorators Limited	Account Ref 59 Stamford Square, Cockbrook, Ashton Under Lyne, OL6 6QR	17,011 89
Kessler's International	Account Ref International Business Park, Rick Roberts Way, Stratford, London, E15 2NF	4,301 82
KIP UK Limited	Account Ref Magellan House, Lamport Drive, Everdon Park, Heartlands, Daventry, Northamptonshire, NN1 8YH	234 40
Knights of Old	Account Ref Kettering Parkway, Kettering, Northamptonshire, NN15 6XU	1,889 71
KP Upholstery	Account Ref 23 Tavistock Close, Northampton, NN3 5DQ	3,445 20
KPFP Limited	Account Ref 59 Pound Street, Carshalton, Surrey, SM5 3PG	8,070 40
Laidlaw Solutions Ltd	Account Ref Strawberry Lane, Willenhall, West Midlands, WV13 3RS	1,022 84
LCT Interior Solutions	Account Ref The Workshop, Curzon Street, Saltney, Chester, CH4 8BP	2,806 80
Leeuwenburgh Veneers UK Limited	Account Ref Unit C3, Ashville Park, Short Way, Thornbury, Bristol, BS35 3UU	4,337.52
Leigh Palmer	Account Ref 4 Saxon Street, Abington, Northampton, NN3 2SQ	62 82
LGM Limited	Account Ref Coppice Trading Estate, Stourport Road, Kidderminster, Worcestershire, DY11 7QY	7,868 40
Lift Source (UK) Ltd	Account Ref Units 202/203 Towers Business Park, Wheelhouse Road, Rugeley, Staffordshire, WS15 1UZ	122 04

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Link 51 Storage	Account Ref Halesfield 6, Telford, Shropshire, TF7 4LN	1,197 48
London Gatwick Airport	Account Ref PO Box 450, Horley, RH6 6AU	1,060 77
Lucion Environmental Limited	Account Ref 7 Halifax Court, Dunston, Gateshead, NE11 9JT	1,176 00
Lumen Electrical Ltd	Account Ref Unit 108, Oppenheimer Centre, Greenbridge Ind Est, Swindon, Wiltshire, SN3 3LH	14,748 00
Macai Ltd	Account Ref 106 Down Street, West Moseley, Surrey, KT8 2TA	84,751 05
Malpas, Craig	Account Ref 33 Countess Road, St James, Northampton, NN5 7EA	
Manor Hill Ceramics	Account Ref Manor Hill House, Purton, Swindon, Wiltshire, SN5 4EG	
Manor Hill Ceramics	Account Ref Manor Hill House, Purton, Swindon, Wiltshire, SN5 4EG	97 20
Mello Office Supplies	Account Ref 11 Low March, Daventry, Northamptonshire, NN11 4SD	4,543 23
Metaltech	Account Ref Arundel Street, Halifax, West Yorkshire, HX1 4LE	392 40
MH Industrial Ltd	Account Ref MH House, Madeley Street, Hull, East Yorkshire, HU3 2AH	360 00
Mitie Property Services (UK) Ltd	Account Ref Midlands Office, West Coppice Road, Walsall, WS8 7HF	13,809 37
Morrells	Account Ref Morrells Woodfinishes Limited, Wellington Works, Mill Lane, Stockport, Cheshire, SK6 1RN	112 74
Mr Daniel Murdock	Account Ref 19 Eastfield Road, Brixworth, Northampton, NN6 9ED	641 76
MVS Ltd	Account Ref Cobham Road, Ferndown Ind Est, Wimborne, Dorset, BH21 7NP	
Nationwide Platforms	Account Ref 15 Midland Court, Central Park, Lutterworth, Leicestershire, LE17 4PN	3,262 80
Nationwide Services Limited	Account Ref The Old Gymnasium, St George Barracks, Mumby Road, Gosport, PO12 1AB	24,094 55

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
New Store Europe UK Ltd (Kleerex)	Account Ref Suites 1 & 2 Cherry Orchard West, Kembrey Park, Swindon, Wiltshire, SN2 8UP	
Niall Burke	Account Ref 86 Wills Crescent, Hounslow, Middx, TW3 2JB	847 70
Nigel O'Dell	Account Ref 14 Crawley Avenue, Wellingborough, Northants, NN8 5YH	250 30
Norenz Foliensysteme GmbH	Account Ref Dorfstrasse 48, Schonefeld, 12529, Germany	
Northamptonshire Construction Training	Account Ref C/O Group Training Officer, PO Box 169, Sandy, SG19 3WH	1,367 00
Northants Air Compressors & Equipment	Account Ref Unit 6, Roe Farm Industrial Estate, Cogenhoe, Northampton, Northamptonshire, NN7 1NL	513 38
Northants Chamber of Commerce	Account Ref Waterside House, 8 Waterside Way, Northampton, NN4 7XD	394 60
Orion Electrical Contracts Ltd	Account Ref Unit 2A, The Rise, Moat Way, Barwell, Leicester, Leicestershire, LE9 8EY	192,377 34
Orion Retail Installations Ltd	Account Ref Unit A1 The Rise, Moat Way, Barwell, Leicester, Leicestershire, LE9 8EY	15,788 00
P J McCreesh Limited	Account Ref Flat 36, Flanders Mansion, Flanders Road, Chiswick, London, W4 1NF	38,868 00
Paul Smith	Account Ref 221 Coventry Road, Hinckley, Leicestershire, LE10 0NE	125 89
Peter Tracy	Account Ref 43 Goldstone Crescent, Dunstable, Bedfordshire, LU5 4QU	3,815 00
Peugeot Contract Hire	Account Ref 322a Rumbush Lane, Runbush Farm, Earlswood, Sohihull, B94 5LW, United Kingdom	100 00
Phillip Williams	Account Ref 8 Whistles Close, West Hunsbury, Northampton, Northamptonshire, NN4 9XB	1,151 00
PJC Accoustics Ltd	Account Ref 37 Emanuel Road, Langdon Hills, Bssldon, SS16 6EX	2,536 40
PMS Electrical Services Ltd	Account Ref Unit F7, Kestral Business Centre, Private Road No 2, Colwick, Nottingham, Nottinghamshire, NG4	1,407 35

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
	0JR	
Power Works Wholesale Ltd	Account Ref Unit 10, Triumph Way, Woburn Road Ind Est, Kempston, Bedford, Bedfordshire, MK42 7QB	11,076 10
Prestige Wood Floors	Account Ref Unit 2, G Rose Business Park, Wolverhampton Road Acton Gate, Stafford, ST17 9HQ	360 00
Principle Systems Limited	Account Ref Tandem Ind Est, Waterloo, Huddersfield, HD5 0AL	6,885 24
R Conway	Account Ref	215 12
R Fortune Ltd	Account Ref 42 Main Street, Nailstone, Nuneaton, Warwickshire, CV13 0QE	15,500 00
R W Machines Ltd	Account Ref Rowood House, 25-27 Murdock Road, Bicester, Oxfordshire, OX26 4PP	1,317 30
RCJ (Metal Finishers) Ltd	Account Ref Unit 3-4 Pindar Road, Hoddesdon, Hertfordshire, EN11 0BZ	762 00
Real Flooring Solutions Ltd	Account Ref 18 Queensway, Leeds, LS26 0AN	5,077 50
Redcar & Cleveland Borough Council	Account Ref Accounts Receivable, Redcar & Cleveland House, Kirkleatham Street, Redcar, TS10 1RT	100 00
Richard Deane	Account Ref Flat 15 Grove Works, 74 Clare Street, Northampton, NN1 3LS	
Richard Gent Ltd	Account Ref Sanders Road, Wellingborough, Northants, NN8 4PP	12,151 01
RICS	Account Ref Surveyor Court, Westwood Way, Coventry, CV4 8JE	1,771 20
RM Draughting Services Ltd	Account Ref 39 Park Road, Earl Shilton, LE9 7EB	
Robert Smith	Account Ref 34 Cornflower Way, Moreton, Wirral, CH46 1SU	1,108 00
Robore Cuts Ltd London Diamond	Account Ref Unit 19, Newingtn Ind Est, 87 Crampton Street, London, SE17 3AZ	1,860 00
Rosie Worthington	Account Ref 36 Shelleycotes, Brixworth, Northampton, NN6 9NE	7 00
	Account Ref	

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Ross J Cussen	178 Gladstone Road, Spencer, Northampton, Northamptonshire, NN5 7EL	1,000 00
RPF Scaffolding Ltd	Account Ref 284 High Road, North Weald, Essex, CM16 6EG	4,434 00
Ryder Ltd (DD - Rental)	Account Ref European Accounting Centre, Globe Lane, Dukinfield, Cheshire, SK16 4UL	
Saper Glass Industries Limited	Account Ref Thames House, Longreach Road, Barking, Essex, IG11 0JR	1,140 00
SAS - Security And Surveillance	Account Ref 2 Spinney View, Stone Circle Road, Round Spinney, Northampton, Northamptonshire, NN3 8RF	818 56
Sayers Motor Factors Ltd	Account Ref 9 North Spinney Close, Round Spinney, Northampton, NN3 8RQ	935 78
Sebenna International Limited	Account Ref 33 Regents Pavilion, 4 Summerhouse Road, Moulton Park, Northamptonshire, NN3 6BJ	
Securi Clean UK Ltd	Account Ref 2 Spinney View, Round Spinney, Northampton, Northamptonshire, NN3 8RF	2,531 94
Selecta UK Ltd	Account Ref Unit 2, Cartel Business Centre, Wade Road, Basingstoke, Hampshire, RG24 8FW	1,570 40
Shopfitting Independent Trading	Account Ref NAS House, 411 Limpsfield Road, Warlingham, Surrey, CR6 9HA	210 00
Sign of the Times	Account Ref 18 Linnell Way, Telford Way Industrial Estate, Kettering, Northamptonshire, NN16 8PS	342 00
Sirius Cleaners Ltd	Account Ref 36 Plantation Side, Nottingham, Nottinghamshire, NG7 5NR	2,450 00
Smart Buildings Ltd	Account Ref Unit 3, Clayton Park, Clayton Wood Rise, Leeds, LS16 6RF	1,127 00
Smith Decorating Limited	Account Ref 449 Leasowe Road, Wirral, CH46 2RG	5,700 00
Soham Security Products Ltd	Account Ref 22 Regal Drive, Soham, Cambridgeshire, CB7 5BE	715 20
Sonny Robinson	Account Ref 66 Twycross Road, Burbage, Leicester, Leicestershire, LE10 2SG	6,381 76
	Account Ref	

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Southern Water	PO Box41, Worthing, West Sussex, BN13 3NZ	
Specialist Interior Finishers Ltd	Account Ref Unit 11, Manor Way Business Centre, Marsh Way, Rainham, Essex, RM13 8UG	872 46
Spectra Analysis Services Ltd	Account Ref 2 Olympic Business Centre, Paycocke Road, Basildon, Essex, SS14 3EX	
Spring Line	Account Ref Poundwood Close, Moulton Park Ind Est, Northampton, Northamptonshire, NN3 6RT	1,142 40
St John Ambulance	Account Ref Shared Accounting Centre, 5 Broadfield Close, Sheffield, S8 0XN	318 00
Stantone Mechanical Handling	Account Ref Unit 3, Rothersthopre Avenue, Northampton, Northamptonshire, NN4 8JW	755 96
Steve Britten	Account Ref 3 Stratton Close, Langlands, Northampton, NN3 3HQ	111 82
Steve Reading	Account Ref Copper Beech Cottage, 54 East Street, Olney, Buckinghamshire, MK46 4DW	366 86
Stevensons of Norwich	Account Ref Roundtree Way, Norwich, Norfolk, NR7 8SQ	6,669 30
Storage Concepts Limited	Account Ref Pate Road,, Leicester Road Ind Est, Melton Mowbray, Leicestershire, LE13 0RG	1,129 78
Stormont Truck & Van Ltd	Account Ref Jackdaw Close, Crow Lane Ind Est, Billing, Northamptonshire, NN3 9ER	1,995 96
Streets Metalworkd Ltd	Account Ref 23-29 Motspur Drive, Kingsthorpe, Northampton, NN2 6LN	67,977 11
Structural Design Bureau Ltd	Account Ref 14 Oaks Avenue, Worcester Park, Surrey, KT4 8XD	10,057 50
Sulemanji	Account Ref 22 Cowper Street, Northampton, NN1 3QR	644 82
Target Site Services Ltd	Account Ref Unit 14, The Portland Business Centre, Manor House Lane, Datchet, Berkshire, SL3 9EG	
The Airside Company Ltd	Account Ref 'Josther', Bangors Road North, Iver Heath, Buckinghamshire, SL0 0BN	237 60
The Corner House Hotel	Account Ref 72 Massetts Road, Horley, Surrey, RH6 7ED	3,776 85

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
The Kleaning Company Ltd	Account Ref 5 Burns Road, London, SW11 5AD	3,000 00
The Poplars	Account Ref Cross Street, Moulton, Northampton, NN3 7RZ	565 00
Think Recruitment (UK) Ltd	Account Ref 2 Trinity Place, Midland Drive, Sutton Coldfield, West Midlands, B72 1TX	669 60
Timbmet Limited	Account Ref Kemp House, Cumnor Hill, Oxford, OX2 9PH	10,198 04
Tomei & Sons Limited	Account Ref 42 St Johns Street, London, SE20 7ED	1,965 00
Trimstar Limited	Account Ref Unit 25, Evans Business Centre, Western Industrial Estate, Caerphilly, CF83 1BE	11,946 00
Tyco Fire & Intergrated Solutions Ltd	Account Ref Tyco Park, Grimshaw Lane, Newton Heath, Manchester, M40 2WL	7,312 80
UK Veneering	Account Ref Unit 6a, Harding Way, Somersham Road, St Ives, Cambridgeshire, PE27 3WR	15,086 08
Vanda Coatings	Account Ref Unit 5A Charnwood Park, Clos Marion, Cardiff, CF10 4LJ	1,140 00
Vend 43 Ltd	Account Ref 4 Burtram Close, Northampton, NN3 3PH	1,263 62
Verco Office Furniture	Account Ref Chapel Lane, Sands, High Wycombe, Buckinghamshire, HP12 4BG	5,714 61
W Wright	Account Ref Old Station Yard, Station Road, Cogenhoe, Northamptonshire, NN7 1NH	1,175 40
W Yexlet Security Ltd	Account Ref Peak House, 15 Upminster Trading Estate, Warley Street, Upminster, Essex, RM14 3PJ	6,362 40
WCL1 Limited Formerly Withey Contracts Ltd	Account Ref C/O Resolve, One America Square, Crosswall, London, EC3N 2LB	66,313 00
Webs Furniture Training	Account Ref The Poplars, Wollaton Road, Beeston, Nottinghamshire, NG9 2PD	999 90
WG&R UK Limited	Account Ref Signal House, 482 Blackmoorfoot Road, Crosland Moor, Huddersfield, HD4 5NS	20,565 07
Whitmore's Timber	Account Ref Main Road, Claybrooke Magna, Leicestershire, LE17 5AQ	6,428 71

CREDITOR LISTING FOR D&A Withey Limited**Appendix II**

Creditor Name	Creditor Address	SOA Amount (£)
Woodworking Machinery	Account Ref 53-57 Sanvey Gate, Leicester, LE1 4BL	1,119 54
Wreford's Transport	Account Ref Silvanus Park, Edgar Modds Way, Northampton, Northamptonshire, NN5 5JR	
Wyndham Plastics & Glass	Account Ref Unit 8&9 Horsefair Road, Waretton Industrial Estate, Bridgend, Mid Glamorgan	3,048 19
	Account Ref Total Amounts:	2,234,427 21

Appendix III

D&A Withey Limited - In Administration
Joint Joint Administrators' Abstract of Receipts & Payments

From 21 February 2013 to 16 April 2013

S of A £		£
	RECEIPTS	
<u>NIL</u>	Motor Vehicles	<u>2,311 70</u>
<u>NIL</u>		<u>2,311 70</u>
	PAYMENTS	
		<u>NIL</u>
	CASH IN HAND	<u>2,311 70</u>

Appendix IV

Joint Administrators' Remuneration Schedule D&A Withey Limited Between 21 February 2013 and 16 April 2013

Classification of work function	Partner/Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	36 20	1 50	6 20	30 00	73 90	16,378 51	221 63
Investigations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Realisations	19 10	0 60	2 80	4 10	26 60	7,989 63	300 36
Trading	7 40	0 00	0 00	0 00	7 40	2,678 80	362 00
Creditors	3 40	1 80	29 30	8 30	42 80	6,538 60	152 77
Case Specific Matters	0 00	4 40	44 40	20 50	69 30	10,169 61	146 75
Total hours	66 10	8 30	82 70	62 90	220 00		
Time costs	24,031 01	2,173 60	12,698 36	4,852 18	43,755 15		
Average hourly rate	363 56	261 88	153 55	77 14	198 89		

Description	Total Incurred £	Total Recovered £
Mileage	1 10	0 00
Cheque fee	21 00	0 00
Postage/Stamps/Copying/Stationery	60 00	0 00
Companies House Services	4 00	0 00
Insolv Case Administration Fee	110 00	0 00
Totals	196.10	0.00

Summary of Fees

Time spent in administering the Assignment	Hours	220 00
Total value of time spent to 16 April 2013	£	43,755 15
Total Joint Administrators' fees charged to 16 April 2013	£	0 00



PRACTICE FEE RECOVERY POLICY FOR MARSHMAN PRICE

Introduction

The insolvency legislation was changed in April 2010 for insolvency appointments commenced from that time in order to allow more flexibility on how an office holder's fees are charged to a case. This sheet explains how we may apply the alternative fee bases. The new legislation allows different fee bases to be used for different tasks within the same appointment. The basis or combination of bases set for a particular appointment are subject to approval, generally by a committee if one is appointed by the creditors, failing which the creditors in general meeting, or the court. Further details about how an office holder's fees are approved for each case type are available in a series of guides issued with Statement of Insolvency Practice 9 (SIP 9). A hard copy may be requested from Marshman Price, Suite 1, Meadow Court, 2-4, Meadow Close, Isle Valley Estate, Wellingborough, NN8 4BH or 9/10, Scirocco Close, Moulton Park, Northampton, NN3 6AP.

Once the basis of the office holder's remuneration has been approved, a periodic report will be provided to any committee and also to each creditor. The report will provide a breakdown of the remuneration drawn and time costs incurred and will also enable the recipients to see the average rates of such costs. Under the new legislation, any such report must disclose how creditors can seek further information and challenge the basis on which the fees are calculated and the level of fees drawn in the period of the report. Once the time to challenge the office holder's remuneration for the period reported on has elapsed, then that remuneration cannot subsequently be challenged.

Under the old legislation, which still applies for insolvency appointments commenced before 6 April 2010, there is no equivalent mechanism for fees to be challenged.

Time cost basis

This is the basis that we use in the majority of cases and we use charge out rates appropriate to the skills and experience of a member of staff and the work that they perform. This is combined with the amount of time that they work on each case, recorded in 6 minute units with supporting narrative to explain the work undertaken.

Charge-out Rates

Grade of staff	Charge-out rates per hour, (w.e.f 31 March 2013) £	Previous charge our rate per hour £
Partner – appointment taker	250 - 377	250-362
Senior Manager	271	260
Manager	176	176
Supervisor/Senior Administrator	82 - 125	75-125
Case Administrator	55 - 120	55-120
Other clerical/administrative staff	44	42

These charge-out rates charged are reviewed on 31 March each year and are adjusted to take account of inflation and the firm's overheads.

Time spent on casework is recorded directly to the relevant case using a computerised time recording system and the nature of the work undertaken is recorded at that time. Each unit of time is 6 minutes. The work is recorded under the following categories:

- Administration and Planning
- Investigations
- Realisation of Assets

- Employee matters
- Creditors
- Trading

Percentage basis

The new legislation allows fees to be charged on a percentage of the value of the property with which the office holder has to deal. Different percentages can be used for different assets or types of assets. Where we would like to realise any asset or type of assets on a percentage basis we will provide further information explaining why we think that this basis is appropriate and ask creditors to approve the basis.

Fixed fee

The new legislation allows fees to be charged at a set amount. Different set amounts can be used for different tasks. Where we would like to charge a set amount for a task or different set amounts for different tasks we will provide further information explaining why we think that this basis is appropriate and ask creditors to approve the basis.

All bases

The officeholder's remuneration invoiced to the insolvent estate will be subject to VAT at the prevailing rate. However, following the "Paymex" court decision, all fees charged on voluntary arrangements are zero-rated for VAT purposes.

Agents' Costs

Charged at cost based upon the charge made by the Agent instructed, the term Agent includes

- Solicitors/Legal Advisors
- Auctioneers/Valuers
- Accountants
- Quantity Surveyors
- Estate Agents
- Other Specialist Advisors

Disbursements

In accordance with Statement of Insolvency Practice 9 (SIP9) the basis of disbursement allocation in respect of disbursements incurred by the Office Holder in connection with the administration of the estate must be fully disclosed to creditors. Disbursements are categorised as either Category 1 or Category 2.

Category 1 expenses are directly referable to an invoice from a third party, which is either in the name of the estate or Marshman Price, in the case of the latter, the invoice makes reference to, and therefore can be directly attributed to, the estate. These disbursements are recoverable in full from the estate without the prior approval of creditors either by a direct payment from the estate or, where the firm has made payment on behalf of the estate, by a recharge of the amount invoiced by the third party. Examples of category 1 disbursements are statutory advertising, external meeting room hire, external storage, specific bond insurance and company search fees.

Category 2 expenses are incurred by the firm and recharged to the estate, they are not attributed to the estate by a third party invoice and/or they may include a profit element. These disbursements are recoverable in full from the estate, subject to the basis of the disbursement charge being approved by creditors in advance. Examples of category 2 disbursements are photocopying, internal room hire, internal storage and mileage.

We charge for the following Category 2 disbursements

Room Hire	40 00	Per formal meeting at firm's offices
Case File Storage & Destruction	20 00	Storage of case files for 6 years after case closure and final shredding – per case (Min up to 4 case files) Additional files charged at £5 each
Mileage	0 55	Per mile travelled
Cash usage fee	7 00/17 00	Use of office account funds to meet direct estate liability when estate funds not available, the higher amount will be charged if the cash paid is above £750
Card printing	0 17	Per sheet
Digital photographs	0 50	High Resolution digital photographs - each
Electoral Database Search	1 00	Use of commercial database of electoral rolls
Archive boxes	5 00	Per box
Files & dividers	3 50	Per file
Labels	0 50	Per sheet used
Photocopying	0 15	Per sheet used

A CREDITORS' GUIDE TO ADMINISTRATORS' FEES

ENGLAND AND WALES

1 Introduction

- 1 1 When a company goes into administration the costs of the proceedings are paid out of its assets. The creditors, who hope eventually to recover some of their debts out of the assets, therefore have a direct interest in the level of costs, and in particular the remuneration of the insolvency practitioner appointed to act as administrator. The insolvency legislation recognises this interest by providing mechanisms for creditors to determine the basis of the administrator's fees. This guide is intended to help creditors be aware of their rights under the legislation to approve and monitor fees, explains the basis on which fees are fixed and how creditors can seek information about expenses incurred by the administrator and challenge those they consider to be excessive.

2 The nature of administration

- 2 1 Administration is a procedure which places a company under the control of an insolvency practitioner and the protection of the court with the following objective

- rescuing the company as a going concern, or
- achieving a better result for the creditors as a whole than would be likely if the company were wound up without first being in administration,

or, if the administrator thinks neither of these objectives is reasonably practicable

- realising property in order to make a distribution to secured or preferential creditors

3 The creditors' committee

- 3 1 The creditors have the right to appoint a committee with a minimum of 3 and a maximum of 5 members. One of the functions of the committee is to determine the basis of the administrator's remuneration. The committee is normally established at the meeting of creditors which the administrator is required to hold within a maximum of 10 weeks from the beginning of the administration to consider his proposals. The administrator must call the first meeting of the committee within 6 weeks of its establishment, and subsequent meetings must be held either at specified dates agreed by the committee, or when a member of the committee asks for one, or when the administrator decides he needs to hold one. The committee has power to summon the administrator to attend before it and provide information about the exercise of his functions.

4 Fixing the administrator's remuneration

- 4 1 The basis for fixing the administrator's remuneration is set out in Rule 2.106 of the Insolvency Rules 1986, which states that it shall be fixed
- as a percentage of the value of the property which the administrator has to deal with,
 - by reference to the time properly given by the administrator and his staff in attending to matters arising in the administration, or
 - as a set amount

Any combination of these bases may be used to fix the remuneration, and different bases may be used for different things done by the administrator. Where the remuneration is fixed as a percentage, different percentages may be used for different things done by the administrator.

It is for the creditors' committee (if there is one) to determine on which of these bases, or combination of bases, the remuneration is to be fixed. Where it is fixed as a percentage, it is for the committee to determine the percentage or percentages to be applied, and where it is a set amount, to determine that amount. Rule 2.106 says that in arriving at its decision the committee shall have regard to the following matters:

- the complexity (or otherwise) of the case,
- any responsibility of an exceptional kind or degree which falls on the administrator,
- the effectiveness with which the administrator appears to be carrying out, or to have carried out, his duties,
- the value and nature of the property which the administrator has to deal with.

4.2 If there is no creditors' committee, or the committee does not make the requisite determination (and provided the circumstances described in paragraph 4.3 do not apply), the administrator's remuneration may be fixed by a resolution of a meeting of creditors having regard to the same matters as apply in the case of the committee. If the remuneration is not fixed in any of these ways, it will be fixed by the court on application by the administrator, but the administrator may not make such an application unless he has first tried to get his remuneration fixed by the committee or creditors as described above, and in any case not later than 18 months after his appointment.

4.3 There are special rules about creditors' resolutions in cases where the administrator has stated in his proposals that the company has insufficient property to enable a distribution to be made to unsecured creditors except out of the reserved fund which may have to be set aside out of floating charge assets.

In this case, if there is no creditors' committee, or the committee does not make the requisite determination, the remuneration may be fixed by the approval of –

- each secured creditor of the company, or
- if the administrator has made or intends to make a distribution to preferential creditors –
 - each secured creditor of the company, and
 - preferential creditors whose debts amount to more than 50% of the preferential debts of the company, disregarding debts of any creditor who does not respond to an invitation to give or withhold approval,

having regard to the same matters as the committee would.

Note that there is no requirement to hold a creditors' meeting in such cases unless a meeting is requisitioned by creditors whose debts amount to at least 10 per cent of the total debts of the company.

4.4 A resolution of creditors may be obtained by correspondence.

5 Review of remuneration

5.1 Where there has been a material and substantial change in circumstances since the basis of the administrator's remuneration was fixed, the administrator may request

that it be changed. The request must be made to the same body as initially approved the remuneration, and the same rules apply as to the original approval.

6 Approval of pre-administration costs

6.1 Sometimes the administrator may need to seek approval for the payment of costs in connection with preparatory work incurred before the company went into administration but which remain unpaid. Such costs may relate to work done either by the administrator or by another insolvency practitioner. Disclosure of such costs must be included in the administrator's proposals and should follow the principles and standards set out in section 7.

6.2 Where there is a creditors' committee, it is for the committee to determine whether, and to what extent, such costs should be approved for payment. If there is no committee or the committee does not make the necessary determination, or if it does but the administrator, or other insolvency practitioner who has incurred pre-administration costs, considers the amount agreed to be insufficient, approval may be given by a meeting of creditors. Where the circumstances described in paragraph 4.3 apply, the determination may be made by the same creditors as approve the administrator's remuneration.

6.3 The administrator must convene a meeting of the committee or the creditors for the purposes of approving the payment of pre-administration costs if requested to do so by another insolvency practitioner who has incurred such costs. If there is no determination under these provisions, or if there is but the administrator or other insolvency practitioner considers the amount agreed to be insufficient, the administrator may apply to the court for a determination.

7 What information should be provided by the administrator?

7.1 When fixing bases of remuneration

7.1.1 When seeking agreement for the basis or bases of remuneration, the administrator should provide sufficient supporting information to enable the committee or the creditors to make an informed judgement as to whether the basis sought is appropriate having regard to all the circumstances of the case. The nature and extent of the information provided will depend on the stage during the conduct of the case at which approval is being sought. The appendix to this guide sets out a suggested format for the provision of information.

7.1.2 If any part of the remuneration is sought on a time costs basis, the administrator should provide details of the minimum time units used and current charge-out rates, split by grades of staff, of those people who have been or who are likely to be involved in the time costs aspects of the case.

7.1.3 The administrator should also provide details and the cost of any work that has been or is intended to be sub-contracted out that could otherwise be carried out by the administrator or his or her staff.

7.1.4 If work has already been carried out, the administrator should state the proposed charge for the period to date and provide an explanation of what has been achieved in the period and how it was achieved, sufficient to enable the progress of the case to be assessed and whether the proposed charge is reasonable in the circumstances of the case. Where the proposed charge is calculated on a time costs basis, the administrator should disclose the time spent and the average charge-out rates, in larger cases split by grades of staff and analysed by appropriate activity. The administrator should also provide details and the cost of any work that has been sub-contracted out that could otherwise be carried out by the administrator or his or her staff.

7 2 After the bases of remuneration have been fixed

The administrator is required to send progress reports to creditors at specified intervals (see paragraph 8 1 below). When reporting periodically to creditors, in addition to the matters specified in paragraph 8 1, the administrator should provide an explanation of what has been achieved in the period under review and how it was achieved, sufficient to enable the progress of the case to be assessed. Creditors should be able to understand whether the remuneration charged is reasonable in the circumstances of the case (whilst recognising that the administrator must fulfil certain statutory obligations and regulatory requirements that might be perceived as bringing no added value for the estate). Where any remuneration is on a time costs basis, the administrator should disclose the charge in respect of the period, the time spent and the average charge-out rates, in larger cases split by grades of staff and analysed by appropriate activity. If there have been any changes to the charge-out rates during the period under review, rates should be disclosed by grades of staff, split by the periods applicable. The administrator should also provide details and the cost of any work that has been sub-contracted out that could otherwise be carried out by the administrator or his or her staff.

7 3 Disbursements and other expenses

7 3 1 Costs met by and reimbursed to the administrator in connection with the administration should be appropriate and reasonable. Such costs will fall into two categories:

- **Category 1 disbursements.** These are costs where there is specific expenditure directly referable both to the administration and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the administrator or his or her staff.
- **Category 2 disbursements.** These are costs that are directly referable to the administration but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the administration on a proper and reasonable basis, for example, business mileage.

Category 1 disbursements can be drawn without prior approval, although the administrator should be prepared to disclose information about them in the same way as any other expenses. Category 2 disbursements may be drawn if they have been approved in the same manner as the administrator's remuneration. When seeking approval, the administrator should explain, for each category of expense, the basis on which the charge is being made.

7 3 2 The following are not permissible:

- a charge calculated as a percentage of remuneration,
- an administration fee or charge additional to the administrator's remuneration,
- recovery of basic overhead costs such as office and equipment rental, depreciation and finance charges.

8 Progress reports and requests for further information

8 1 The administrator is required to send a progress report to creditors at 6-monthly intervals. The report must include:

- details of the basis fixed for the remuneration of the administrator (or if not fixed at the date of the report, the steps taken during the period of the report to fix it),

- if the basis has been fixed, the remuneration charged during the period of the report, irrespective of whether it was actually paid during that period (except where it is fixed as a set amount, in which case it may be shown as that amount without any apportionment for the period of the report),
- if the report is the first to be made after the basis has been fixed, the remuneration charged during the periods covered by the previous reports, together with a description of the work done during those periods, irrespective of whether payment was actually made during the period of the report,
- a statement of the expenses incurred by the administrator during the period of the report, irrespective of whether payment was actually made during that period,
- the date of approval of any pre-administration costs and the amount approved,
- a statement of the creditors' rights to request further information, as explained in paragraph 8.2, and their right to challenge the administrator's remuneration and expenses

8.2 Within 21 days of receipt of a progress report a creditor may request the administrator to provide further information about the remuneration and expenses (other than pre-administration costs) set out in the report. A request must be in writing, and may be made either by a secured creditor, or by an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors (including himself) or the permission of the court.

8.3 The administrator must provide the requested information within 14 days, unless he considers that

- the time and cost involved in preparing the information would be excessive, or
- disclosure would be prejudicial to the conduct of the administration or might be expected to lead to violence against any person, or
- the administrator is subject to an obligation of confidentiality in relation to the information requested,

in which case he must give the reasons for not providing the information.

Any creditor may apply to the court within 21 days of the administrator's refusal to provide the requested information, or the expiry of the 14 days time limit for the provision of the information.

9 Provision of information – additional requirements

The administrator must provide certain information about time spent on a case, free of charge, upon request by any creditor, director or shareholder of the company.

The information which must be provided is –

- the total number of hours spent on the case by the administrator or staff assigned to the case,
- for each grade of staff, the average hourly rate at which they are charged out,
- the number of hours spent by each grade of staff in the relevant period.

The period for which the information must be provided is the period from appointment to the end of the most recent period of six months reckoned from the date of the administrator's appointment, or where he has vacated office, the date that he vacated office.

The information must be provided within 28 days of receipt of the request by the administrator, and requests must be made within two years from vacation of office.

10 What if a creditor is dissatisfied?

- 101 If a creditor believes that the administrator's remuneration is too high, the basis is inappropriate, or the expenses incurred by the administrator are in all the circumstances excessive he may, provided certain conditions are met, apply to the court
- 10 2 Application may be made to the court by any secured creditor, or by any unsecured creditor provided at least 10 per cent in value of unsecured creditors (including himself) agree, or he has the permission of the court. Any such application must be made within 8 weeks of the applicant receiving the administrator's progress report in which the charging of the remuneration or incurring of the expenses in question is first reported (see paragraph 8 1 above). If the court does not dismiss the application (which it may if it considers that insufficient cause is shown) the applicant must give the administrator a copy of the application and supporting evidence at least 14 days before the hearing.
- 10 3 If the court considers the application well founded, it may order that the remuneration be reduced, the basis be changed, or the expenses be disallowed or repaid. Unless the court orders otherwise, the costs of the application must be paid by the applicant and not as an expense of the administration.

11 What if the administrator is dissatisfied?

- 11 1 If the administrator considers that the remuneration fixed by the creditors' committee is insufficient or that the basis used to fix it is inappropriate he may request that the amount or rate be increased, or the basis changed, by resolution of the creditors. If he considers that the remuneration fixed by the committee or the creditors is insufficient or that the basis used to fix it is inappropriate, he may apply to the court for the amount or rate to be increased or the basis changed. If he decides to apply to the court he must give at least 14 days' notice to the members of the creditors' committee and the committee may nominate one or more of its members to appear or be represented on the application. If there is no committee, the administrator's notice of his application must be sent to such of the company's creditors as the court may direct, and they may nominate one or more of their number to appear or be represented. The court may order the costs to be paid as an expense of the administration.

12 Other matters relating to remuneration

- 12 1 Where there are joint administrators it is for them to agree between themselves how the remuneration payable should be apportioned. Any dispute arising between them may be referred to the court, the creditors' committee or a meeting of creditors.
- 12 2 If the administrator is a solicitor and employs his own firm to act on behalf of the company, profit costs may not be paid unless authorised by the creditors' committee, the creditors or the court.
- 12 3 If a new administrator is appointed in place of another, any determination, resolution or court order which was in effect immediately before the replacement continues to have effect in relation to the remuneration of the new administrator until a further determination, resolution or court order is made.
- 12 4 Where the basis of the remuneration is a set amount, and the administrator ceases to act before the time has elapsed or the work has been completed for which the amount was set, application may be made for a determination of the amount that should be paid to the outgoing administrator. The application must be made to the same body as approved the remuneration. Where the outgoing administrator and the incoming administrator are from the same firm, they will usually agree the apportionment between them.

Appendix

Suggested format for the provision of information

Professional guidance issued to insolvency practitioners sets out the following suggested format for the provision of information when seeking approval of remuneration. However, the level of disclosure suggested below may not be appropriate in all cases, and will be subject to considerations of proportionality. In larger or more complex cases the circumstances of each case may dictate the information provided and its format.

Narrative overview of the case

In all cases, reports on remuneration should provide a narrative overview of the case. Matters relevant to an overview are:

- the complexity of the case,
- any exceptional responsibility falling on the administrator,
- the administrator's effectiveness,
- the value and nature of the property in question.

The information provided will depend upon the basis or bases being sought or reported upon, and the stage at which it is being provided. An overview might include:

- an explanation of the nature, and the administrator's own initial assessment, of the assignment (including the anticipated return to creditors) and the outcome (if known),
- initial views on how the assignment was to be handled, including decisions on staffing or subcontracting and the appointment of advisers,
- any significant aspects of the case, particularly those that affect the remuneration and cost expended,
- the reasons for subsequent changes in strategy,
- the steps taken to establish the views of creditors, particularly in relation to agreeing the strategy for the assignment, budgeting, and fee drawing,
- any existing agreement about remuneration,
- details of how other professionals, including subcontractors, were chosen, how they were contracted to be paid, and what steps have been taken to review their fees,
- in a larger case, particularly if it involved trading, considerations about staffing and managing the assignment and how strategy was set and reviewed,
- details of work undertaken during the period,
- any additional value brought to the estate during the period, for which the administrator wishes to claim increased remuneration.

Time cost basis

Where any part of the remuneration is or is proposed to be calculated on a time costs basis, requests for and reports on remuneration should provide:

- An explanation of the administrator's time charging policy, clearly stating the units of time that have been used, the grades of staff and rates that have been charged to the assignment, and the policy for recovering the cost of support staff. There is an expectation that time will be recorded in units of not greater than 6 minutes.
- A description of work carried out, which might include:
 - details of work undertaken during the period, related to the table of time spent for the period,
 - an explanation of the grades of staff used to undertake the different tasks carried out and the reasons why it was appropriate for those grades to be used,
 - any comments on any figures in the summary of time spent accompanying the request the administrator wishes to make.
- Time spent and charge-out summaries, in an appropriate format.

It is useful to provide time spent and charge-out value information in a tabular form for each of the time periods reported upon, with work classified (and sub-divided) in a way relevant to the circumstances of the case

The following areas of activity are suggested as a basis for the analysis of time spent

- Administration and planning
- Investigations
- Realisation of assets
- Trading
- Creditors
- Any other case-specific matters

The following categories are suggested as a basis for analysis by grade of staff

- Partner
- Manager
- Other senior professionals
- Assistants and support staff

The level of disclosure suggested above will not be appropriate in all cases, and considerations of proportionality will apply

- where cumulative time costs are, and are expected to be, less than £10,000 the administrator should, as a minimum, state the number of hours and average rate per hour and explain any unusual features of the case,
- where cumulative time costs are, or are expected to be, between £10,000 and £50,000, a time and charge-out summary similar to that shown above will usually provide the appropriate level of detail (subject to the explanation of any unusual features),
- where cumulative time costs exceed, or are expected to exceed, £50,000, further and more detailed analysis or explanation will be warranted

Appendix VI

**Pre Appointment Remuneration Schedule
D&A Withey Limited
Between 10 February 2013 and 21 February 2013**

Classification of work function	Partner/ Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost	Average Hourly Rate
Administration & Planning	57 40	5 00	0 00	2 10	64 50	22,237 30	344 76
Investigations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Realisations	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Trading	0 00	0 00	0 00	0 00	0 00	0 00	0 00
Creditors	0 00	0 00	0 50	0 00	0 50	84 50	169 00
Case Specific Matters	0 00	0 00	12 90	0 60	13 50	2,248 50	166 56
Total hours	57 40	5 00	13 40	2 70	78 50		
Time costs	20,778 80	1,300 00	2,264 60	226 90	24,570 30		
Average hourly rate	362 00	260 00	169 00	84 04	313 00		

Description	Total Incurred £	Total Recovered £
	0 00	0 00
Totals	0.00	0.00

Summary of Fees

Time spent in administering the Assignment	Hours	78 50
Total value of time spent to 21 February 2013	£	24,570 30
Total Pre Appointment fees charged to 21 February 2013	£	0 00