

LIQ03

Notice of progress report in voluntary winding up



Companies House

MONDAY



A13 *A93UU9W3* #27
COMPANIES HOUSE

1	Company details		→ Filling in this form Please complete in typescript or in bold black capitals.
Company number	0 8 8 7 4 9 2 0		
Company name in full	Colonial Capital Group Plc		
2	Liquidator's name		
Full forename(s)	Paul James		
Surname	Pittman		
3	Liquidator's address		
Building name/number	7th Floor Dashwood House		
Street	69 Old Broad Street		
Post town	London		
County/Region			
Postcode	E C 2 M 1 Q S		
Country			
4	Liquidator's name ①		
Full forename(s)	Paul Anthony		① Other liquidator Use this section to tell us about another liquidator.
Surname	Higley		
5	Liquidator's address ②		
Building name/number	7th Floor Dashwood House		② Other liquidator Use this section to tell us about another liquidator.
Street	69 Old Broad Street		
Post town	London		
County/Region			
Postcode	E C 2 M 1 Q S		
Country			

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6 Period of progress report

From date	^d 2	^d 2	^m 0	^m 2	^y 2	^y 0	^y 1	^y 9
To date	^d 2	^d 1	^m 0	^m 2	^y 2	^y 0	^y 2	^y 0

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

Liquidator's signature

Signature

X **X**

Signature date	^d 2	^d 7	^m 0	^m 4	^y 2	^y 0	^y 2	^y 0
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**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 **Paul James Pittman**Company name **Price Bailey LLP**Address
**7th Floor Dashwood House
69 Old Broad Street**Post town
London

County/Region

Postcode **E C 2 M 1 Q S**

Country

DX

Telephone
0207 065 2660**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**

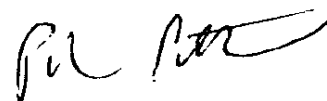
For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

**Colonial Capital Group Plc
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs £	From 22/02/2019 To 21/02/2020 £	From 08/03/2017 To 21/02/2020 £
REPRESENTED BY	NIL	NIL
		NIL

Note:



Paul James Pittman
Joint Liquidator

27 April 2020

To: Members and creditors of Colonial Capital Group plc



**Colonial Capital Group plc – In Creditors’ Voluntary Liquidation
LIQUIDATORS’ PROGRESS REPORT TO CREDITORS AND MEMBERS
For the year ending 21 February 2020**

STATUTORY INFORMATION

Company name: Colonial Capital Group Plc

Company number: 08874920

Former trading address: Suite 14, 101 Lower Anchor Street, Chelmsford, Essex, CM2 0AU

Registered office: 7th Floor, Dashwood House, 69 Old Broad Street, London, EC2M 1QS

Former registered office: Suite 14, 101 Lower Anchor Street, Chelmsford, Essex, CM2 0AU

Principal trading activity: Property Investment

Joint Liquidators: Paul James Pittman (IP No.13710) & Paul Anthony Higley (IP No.11910)

Liquidators’ address: 7th Floor, Dashwood House, 69 Old Broad Street, London, EC2M 1QS

Date of appointment: 22 February 2018

Actions of Liquidators: Any act required or authorised under any enactment to be done by an administrator may be done by either or both of the Administrators acting jointly or alone.

Liquidators’ contact details: 020 7065 2660
paul.pittman@pricebailey.co.uk
paul.higley@pricebailey.co.uk

Contact for queries: Harry Read
020 7065 2660
harry.read@pricebailey.co.uk

JOINT LIQUIDATORS’ ACTIONS SINCE APPOINTMENT

As detailed in my previous progress reports, the only assets of the Company are unsecured loans receivable from Colonial Capital Limited (CCL) and Colonial Capital LLC (LLC), as well as unpaid share capital owed by the sole shareholder Mr Kevin Neil.

CCL is currently in Liquidation and we are the appointed Liquidators. It is uncertain as to the extent of any return to creditors of CCL. The loan to LLC appears to be unrecoverable as our investigations indicate that it does not have the capacity to repay the loan.

I have obtained a fixed charge over Mr Neil’s beneficial interest in a property in order to assist with the recovery of the unpaid share capital. I am continuing to work with my solicitors and the co-owner of the property to explore recovery options.

27 April 2020

To: Members and creditors of Colonial Capital Group plc



I am continuing to work with the relevant authorities regarding potential civil and criminal offences that my investigations have identified. On 11 February 2020, the directors of the Company, Kevin Neil and Peter Shuttleworth, each received 11-year directorship disqualifications at the High Court of Justice in relation to their conduct as directors of the Company.

I have also worked with claims management providers to assist with providing reports and records to enable individual investors to pursue claims against various regulated parties including introducers, advisers and SIPP providers.

There is certain work that I am required by the insolvency legislation to undertake in connection with the liquidation that provides no financial benefit for the creditors. A description of the routine work undertaken since my appointment as Liquidator is contained in Appendix 1.

RECEIPTS AND PAYMENTS

My Receipts & Payments Account for the period from 22 February 2019 to 21 February 2020 is attached at Appendix 2.

ASSETS

Loan – CCL

CCL is a related entity with common directors and shareholders to the Company. The balance of the loan owed by CCL was £6,610,690 as at 31 December 2016. Our investigations disclose that the Company loaned the majority of funds raised from investors to CCL. CCL used these funds to pay trading expenses and interest payments to its bondholders.

CCL is currently in Liquidation and we are the appointed Liquidators. It is unlikely that there will be a return to creditors of CCL. A claim has been registered in the liquidation of CCL in relation to the loan account.

Loan – LLC

LLC is a related entity of the Company and a subsidiary of CCL. The balance of the loan owed by LLC was £2,832,720 as at 31 December 2016.

As detailed in my previous reports, my investigations indicate that LLC does not have the ability to repay any funds should a judgement be made against it. Accordingly, we cannot justify the risk and cost of commencing recovery action in relation to the debt owed by LLC.

Should any information come to light that indicates LLC has the capacity to repay anything toward the debt, we will advise creditors in due course. Should any creditors hold such information or wish to fund recovery action in relation to the loan account owed by LLC, please contact this office. I note that I have not received any response to previous requests for funding.

27 April 2020
To: Members and creditors of Colonial Capital Group plc



Other Debtors

The other debtors of the Company consist primarily of £50,200 unpaid capital owed by the sole shareholder, Mr Neil.

I have obtained a fixed charge over Mr Neil's beneficial interest in a property, which is held jointly and is subject to a mortgage, in order to assist with the recovery of this debt. I note that I have not been able to confirm the realisable equity of the property. I am liaising with the co-owner of the property in relation to my interest in Mr Neil's share of the property and I am continuing to work with my solicitors to explore recovery options.

LIABILITIES

Secured Creditors

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has registered one Charge at Companies House in favour of *BlackStar Wealth Management A Limited*. As I do not expect there will be any realisations by the secured creditor in relation to the assets that were subject to their security, the funds owed to bondholders will be provable as unsecured creditors.

Trade Creditors

Based on the books and records of the Company and claims received to date, we estimate that eight trade creditors are owed £59,328.

Bondholders

Based on the books and records of the Company and claims received to date, we estimate that £11,904,150 is owed to 244 investors. This amount is made up of principal investments of £8,955,125 with the balance of £2,949,025 representing unpaid interest as at the date of our appointment and future interest payable to the maturity of bonds.

DIVIDEND PROSPECTS

Unless further information comes to light regarding the assets of LLC or Mr Neil, a dividend to non-preferential unsecured creditors is unlikely.

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I continued my investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation. This investigation took into account the public interest, potential recoveries, funds likely to be available for investigations and the costs involved.

I am continuing to liaise with numerous government departments regarding the conduct of the Company, its directors, creditors and parties involved with its operations.

27 April 2020

To: Members and creditors of Colonial Capital Group plc



On 11 February 2020, the directors of the Company, Kevin Neil and Peter Shuttleworth, each received 11-year directorship disqualifications at the High Court of Justice in relation to their conduct as directors of the Company.

JOINT LIQUIDATORS' REMUNERATION

My remuneration was approved on a time cost basis based on a fees estimate of £138,847.35, which incorporated work performed in relation to my appointment as both Joint Administrator and Joint Liquidator. The fees estimate acts as a cap and I cannot draw remuneration in excess of that estimate without first seeking approval from the Liquidation Committee.

My total time costs as Joint Administrator in the period 8 March 2017 to 21 February 2020 amount to £143,001.65, representing 805.85 of hours work at a blended charge out rate of £ 177.45 per hour.

My total time costs as Joint Liquidator in the year ended 21 February 2020 amount to £5,411.80, representing 43.00 of hours work at a blended charge out rate of £125.86 per hour.

The actual blended charge out rate incurred compares with the estimated blended charge out rate of £186.54 in my fees estimate.

I have not been able to draw any remuneration in this matter up to 21 February 2020. A detailed schedule of my time costs incurred to date compared with my original fees estimate is attached as Appendix 3.

As at 21 February 2020, you can see from the information provided in this report, the total time costs I have incurred in this matter is likely to exceed the total estimated remuneration I set out in my fees estimate when my remuneration was authorised by the Liquidation Committee. This is due to additional work conducting investigations and in the preparation of reports for government authorities regarding the conduct of directors, tracing of transactions with connected parties and assessing the commerciality of pursuing LLC and Neil for their debts.

Currently I do not intend to draw remuneration in excess of the fees estimate as there are insufficient funds in the liquidation, so will not be seeking a decision to increase my fees estimate at this time.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at www.creditorinsolvencyguide.co.uk/. A copy of 'A Creditors Guide to Liquidators' Fees' also published by R3, together with an explanatory note which shows Price Bailey LLP's fee policy are available at the link www.pricebailey.co.uk/creditors. Please note that there are different versions of the Guidance Notes and in this case you should refer to the April 2017 version.

LIQUIDATORS' EXPENSES

I have incurred expenses to 21 February 2020 of £1,886.91, £70.15 of which was incurred in the period since my last report. I have not drawn any expenses in this reporting period.

27 April 2020

To: Members and creditors of Colonial Capital Group plc

I have incurred the following expenses in the period since my last progress report:

Type of expense	Amount incurred/ accrued in the reporting period
Storage	£70.15

Professional Advisor

Birketts LLP

Nature of Work

Solicitors

Basis of Fees

Time cost

Birketts LLP has provided me with ongoing advice as to the conduct of the administration and legal actions that may arise from my investigations. Birketts was engaged on a conditional fee agreement and the time costs incurred to date total £3,316.50 plus VAT.

The choice of professionals was based on my perception of their experience and ability to perform this type of work and the complexity and nature of the assignment. I also considered that the basis on which they will charge their fees represented value for money. I have reviewed the charges they have made and am satisfied that they are reasonable in the circumstances of this case.

FURTHER INFORMATION

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

An unsecured creditor may, with the permission of the Court, or with the concurrence of 10% in value of the unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Joint Liquidators as being excessive, and/or the basis of the Joint Liquidators' remuneration, and/or the amount of the expenses incurred as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

To comply with the Provision of Services Regulations, some general information about Price Bailey LLP, including about our Code of Ethics and Professional Indemnity Insurance, can be found at www.pricebailey.co.uk/legal.

COMPLAINTS

At Price Bailey LLP we always strive to provide a professional and efficient service, however we recognise that it is in the nature of insolvency proceedings for disputes to arise from time to time. We undertake to look into any complaint carefully and promptly, and to do all we can to explain the position to you. If we have given you less than satisfactory service, we undertake to do everything reasonable to put it right. Any complaint should be referred initially to the Insolvency Practitioner responsible for our services to you. If you do not receive an acceptable

27 April 2020

To: Members and creditors of Colonial Capital Group plc



response you should contact the Head of Compliance at Price Bailey LLP, Causeway House, 1 Dane Street, Bishops Stortford, CM23 3BT.

Most disputes can be resolved amicably either through the provision of further information or following negotiations. However, in the event that you have exhausted our complaints procedure and you are not satisfied that your complaint has been resolved or dealt with appropriately, you may complain to the regulatory body that licences the insolvency practitioner concerned.

Any such complaints should be addressed to The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds, LS11 9DA, and you can make a submission using an on-line form available at www.gov.uk/complain-about-insolvency-practitioner; alternatively you can email insolvency.enquiryline@insolvency.gsi.gov.uk; or you may phone 0300 678 0015. Information on the call charges that apply is available at www.gov.uk/call-charges.

SUMMARY

The Liquidation will remain open until the asset recovery and investigation matters discussed in this report are finalised. I estimate that this will take approximately 12 months and once resolved the Liquidation will be finalised and our files will be closed.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Harry Read on 0207 065 2660, or by email at harry.read@pricebailey.co.uk.

Yours faithfully

A handwritten signature in black ink, appearing to read 'PJ Pittman', written over a horizontal line.

P J Pittman MIPA

JOINT LIQUIDATOR

Authorised to Act in the UK by the Insolvency Practitioners Association

For and on behalf of

PRICE BAILEY LLP

Appendix 1

Administration

- Dealing with all routine correspondence and emails relating to the case.
- Maintaining and managing the office holder's estate bank account.
- Maintaining and managing the office holder's cashbook.
- Undertaking regular bank reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case by case administrators.
- Preparing, reviewing and issuing annual progress reports to creditors and members.
- Filing returns at Companies House.
- Preparing and filing Corporation Tax returns.

Creditors

- Dealing with creditor correspondence, emails and telephone conversations.
- Maintaining up to date creditor information on the case management system.

Investigations

- Complying with production requests from government departments and investors.
- Liaising with the Department for Business, Innovation & Skills regarding investigation outcomes relevant to the Company Directors Disqualification Act.
- Liaising with the Police regarding potential civil and criminal offences identified in our investigations.

Colonial Capital Group Plc
(In Liquidation)
Joint Liquidators' Summary of Receipts and Payments

RECEIPTS	Statement of Affairs (£)	From 22/02/2018 To 21/02/2019 (£)	From 22/02/2019 To 21/02/2020 (£)	Total (£)
		0.00	0.00	0.00
PAYMENTS				
		0.00	0.00	0.00
Net Receipts/(Payments)		0.00	0.00	0.00
MADE UP AS FOLLOWS				
		0.00	0.00	0.00

Note:

Colonial Capital Group plc
(In Creditors' Voluntary Liquidation)

Time costs for the period 8 March 2017 to 21 February 2020

Classification of Work	Insolvency Practitioners		Managers		Administrators		Assistants and Support Staff		Total Hours	Time Cost	Average Hourly Rate
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)		£	£
Administration and Planning	30.80	11,130.50	125.60	29,162.00	100.25	6,781.50	14.70	483.20	271.35	47,557.20	175.26
Creditors & Members	23.00	8,403.00	74.50	16,329.00	137.95	17,301.35	0.00	0.00	235.45	42,033.35	178.52
Investigations	3.70	1,248.40	193.30	42,740.60	71.65	5,635.40	7.50	246.00	276.15	49,870.40	180.59
Realisation of Assets	3.20	1,170.00	11.30	2,332.70	0.40	38.00	0.00	0.00	14.90	3,540.70	237.63
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Other Matters	0.50	0.00	7.50	0.00	0.00	0.00	0.00	0.00	8.00	0.00	0.00
Total	61.20	21,951.90	412.20	90,564.30	310.25	29,756.25	22.20	729.20	805.85	143,001.65	177.45
Average Hourly Rate, £	358.69		219.71		95.91		32.85				

Time costs for the period 22 February 2019 to 21 February 2020

Classification of Work	Insolvency Practitioners		Managers		Administrators		Assistants and Support Staff		Total Hours	Time Cost	Average Hourly Rate
	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)	Hours	Cost (£)		£	£
Administration and Planning	0.00	0.00	8.40	2,100.00	15.65	1,420.50	1.60	54.40	25.65	3,574.90	139.37
Creditors & Members	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Investigations	0.00	0.00	3.10	775.00	14.25	1,061.90	0.00	0.00	17.35	1,836.90	105.87
Realisation of Assets	0.00	0.00	0.00	0.00	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	0.00	0.00	0.00	0.00
Other Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	39.38
Total	0.00	0.00	11.50	2,875.00	29.90	2,482.40	1.60	54.40	43.00	5,411.80	125.86
Average Hourly Rate, £	0.00		250.00		83.02		34.00				

Our remuneration and disbursements policy and details of our historic charge out rates can be viewed at: www.pricebailey.co.uk/creditors.

The Creditors' Guides to Fees can also be viewed at this web address. Hard copies can be made available upon request.

Should you require clarification on any of the above, do not hesitate to contact Price Bailey on 020 7065 2660.