

**In the Matter of ACJ Landscapes Limited
And in the Matter of the Insolvency Act and Rules 1986**

Company Number: 06505982
Trading As: ACJ Landscapes Limited
Formerly: No previous names
Registered Office: 11 Middlewood, Ushaw Moor, Durham City, DH7 7RB
Trading Address: As above

In accordance with Rule 4.106, we, Eric Walls and Wayne Harrison of KSA Group Limited, C12 Marquis Court, Marquis Way, Team Valley, Gateshead, NE11 0RU, give notice that on 31 March 2011 we were appointed joint liquidators of ACJ Landscapes Limited by resolutions of members and creditors.

Notice is hereby given that the creditors of the above named company, which is being voluntarily wound up, are required, on or before 31 July 2011 to send in their full forenames and surnames, their addresses and descriptions, full particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned E Walls (IP No. 9113) and W Harrison (IP No. 9703) of KSA Group Limited, C12 Marquis Court, Marquis Way, Team Valley, Gateshead, NE11 0RU, Alternative Contact: E Walls, insolvency@ksagroup.co.uk, 0191 482 3343, the joint liquidators of the said company, and, if so required by notice in writing from the said joint liquidators, are, personally or by their Solicitors, to come in and prove their debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution.

Dated: 31 March 2011

E Walls
Liquidator of ACJ Landscapes Ltd

ACJ Landscapes Limited – In Liquidation

Report To a Meeting Of Creditors Held Pursuant To Section 98 Of The Insolvency Act 1986
At the offices of KSA Group Ltd, C12 Marquis Court, Marquis Way, Team Valley, Gateshead,
Tyne and Wear, NE11 0RU
On 31 March 2011 At 11:00 am



1. Statutory Information

1.1 Detailed below is information extracted either from the statutory books of the company or from records held by the Registrar of Companies.

| | |
|------------------------|--|
| Previous Names: | None Known |
| Company Number: | 06505982 |
| Date of Incorporation: | 15/02/2008 |
| Registered Office: | was 11 Middlewood, Ushaw Moor, Durham City, DH7 7RB but recently changed to C12 Marquis Court, Marquis Way, Team Valley, Gateshead, NE11 0RU |
| Shareholding: | 2 Ordinary Shares of £2, which have been fully issued and paid |
| Shareholders: | Michael Hunter £1 Ordinary Shares 2 |
| Directors: | Michael Hunter Company Directors Limited |
| Company Secretary: | Temple Secretaries Limited |
| Nature of Business: | Landscaping Services |
| Trading Address: | 11 Middlewood, Ushaw Moor, Durham City, DH7 7RB |

2. History of the Company

2.1 The director started as a sole trader before the company was incorporated on 15 February 2008 and began trading shortly thereafter. The company provided landscaping and ground works services throughout the north east of England.

2.2 After the first year since incorporation the business was performing well and the company completed work for a good client base of large firms throughout the north east. The company employed three full time members of staff as well as the director and carried out on a sub contract basis.

2.3 The director states the company first started experiencing difficulties due to the economic downturn which affected the industry as a whole. The director noted a large fall in the amount of work available for the company to undertake at the end of 2009 and as a result the company found it difficult to secure contracts and started suffering financial losses from this point onwards.

2.4 The severe weather towards the end of 2010 made it difficult for the company to trade and as a result meant it was unable to carry out work on existing contracts or take on new clients. This was compounded by the fact the company had been trading at a loss for a considerable time. The company began falling into arrears with its liabilities as a result of the strain on cash flow due to falling customer numbers.

2. With this in mind a meeting was arranged with representatives of KSA Group Ltd. Based on financial information provided by the directors it was evident that the company was insolvent. Having been so advised the director felt they had no option but to call the meetings of shareholders and members necessary to place the company into voluntary liquidation.

2. The director considers that the main reasons for the company's failure were as follows:

1. Extreme weather conditions made it difficult to trade; and
2. Continual losses due to fall in custom throughout the industry;

3. Meetings of Members and Creditors

3.1 At a meeting of the board of directors held on 11 March 2011 it was agreed that meetings of members and creditors should be summoned for the purposes of placing the company into Creditors Voluntary Liquidation. Notices were signed summoning the meetings for 31 March 2011. The notices were issued to shareholders and creditors on 11 March 2011.

3.2 Accordingly, on 31 March 2011 at a meeting of the shareholders, duly convened at the offices of KSA Group Ltd, C12 Marquis Court, Marquis Way, Team Valley, Gateshead, Tyne and Wear, NE11 0RU resolutions were passed placing the company into Voluntary Liquidation and appointing E Walls, who is licensed to act as an insolvency practitioner by the Insolvency Practitioners Association, liquidator.

3.3 Prior to being asked to advise the director on the affairs of the company the partners and staff of KSA Group Limited had had no material professional relationship with either the company, its directors or shareholders.

4. Transactions with Associated Companies or Trading Organisations

4.1 There are no known associated companies or trading organisations.

5. Extracts from Accounts and other Financial Information

5.1 A summary of the company's recent financial history is attached at Appendix 1 to this report.

6. Statement of Affairs

6.1 A statement of affairs of the company as at 31 March 2011 has been prepared by the director. A summary of the statement of affairs is attached to this report, along with accompanying notes, and an estimated deficiency account in respect of the period of trading.

6.2 The statement of affairs takes no account of the cost and expenses of the liquidation or of realising the company's assets.

7. Business conducted at the meeting

7.1 No creditors attended the meeting other than the director.

7.2 The chairman opened the meeting and Eric Walls of KSA Group Ltd, who had been appointed liquidator of the company by the shareholders of ACJ Landscapes Limited presented a brief report to the meeting and reviewed the statement of affairs of the company which had been drawn up to the date of liquidation on his behalf.

7.3 There being no further issues raised by the creditors the chairman moved to the formal business of the meeting. Accordingly, creditors approved the following resolutions:

- the appointment of E Walls of KSA Group Ltd, C12 Marquis Court, Marquis Way, Team Valley, Gateshead, NE11 0RU, was confirmed.
- a creditors' committee was not established.

In the absence of a creditors committee:

- The meeting was informed that an agreed fee of £4,000 plus VAT plus disbursements had been paid to KSA Group Limited in respect of the costs of assisting the director in preparing the statement of affairs and summoning and holding the meetings of members and creditors. The meeting was also informed that KSA Group Ltd had received funds of £2,000 from third party funds.
- it was agreed that liquidator's remuneration would be calculated by reference to time costs incurred by the liquidator and his staff and authorisation was given for the liquidator to draw remuneration on account of those time costs when he felt it was appropriate.
- The liquidator informed the meeting that the current charge out rates for staff likely to deal with matters pertaining to this liquidation were as follows:

| | |
|----------------|------------|
| | £ per hour |
| Administrators | 40 – 100 |
| Managers | 100 – 175 |
| Partners | 175 – 300 |

- the creditors agreed that all disbursements incurred by the liquidator's firm should be reimbursed at direct cost save in the case of postage, stationery and telephone for which a charge of £7.50 per creditor would be levied, and motor travel where a charge of 50p per mile would be made.
- it was agreed that the level of the liquidator's specific performance bond should be set at £10,000.

Insolvency Act 1986
ACJ Landscapes Limited
Estimated Statement Of Affairs as at 31 March 2010



| | Book Value £ | Estimated to Realise £ |
|--|-----------------|---------------------------|
| ASSETS | | |
| Book Debts | 4,709.15 | 400.00 |
| | | <u>400.00</u> |
| LIABILITIES | | |
| PREFERENTIAL CREDITORS:- | | |
| Employee Arrears/Hol Pay - Est | | 1,500.00 |
| | | <u>1,500.00</u> |
| | | (1,100.00) |
| DEBTS SECURED BY FLOATING CHARGE PRE 15 SEPTEMBER 2003 OTHER PRE 15 SEPTEMBER 2003 FLOATING CHARGE CREDITORS | | |
| | | <u>NIL</u> |
| | | (1,100.00) |
| Estimated prescribed part of net property where applicable (to carry forward) | | |
| | | <u>NIL</u> |
| | | (1,100.00) |
| DEBTS SECURED BY FLOATING CHARGE POST 15 SEPTEMBER 2003 | | |
| | | <u>NIL</u> |
| | | (1,100.00) |
| Estimated prescribed part of net property where applicable (brought down) | | |
| | | <u>NIL</u> |
| | | (1,100.00) |
| Unsecured non-preferential claims (excluding any shortfall to floating charge holders) | | |
| Trade & Expense Creditors | 43,388.06 | |
| Employees - Est | 2,250.00 | |
| | | <u>45,638.06</u> |
| Estimated deficiency/surplus as regards non-preferential creditors (excluding any shortfall in respect of F.C's post 14 September 2003) | | |
| | | <u>(46,738.06)</u> |
| | | (46,738.06) |
| Issued and called up capital | | |
| Ordinary Shareholders | | 2.00 |
| | | <u>2.00</u> |
| TOTAL SURPLUS/(DEFICIENCY) | | <u><u>(46,740.06)</u></u> |

ACJ Landscapes Limited – In Liquidation
Notes to the Estimated Statement of Affairs



1. Amounts due to Lloyds TSB plc

1.1 The amount due to Lloyds TSB plc has been confirmed by the bank and is in respect of the interest and charges due.

2. Book Debts

2.1 The book value figure for debtors has been taken from the books and records of the company as at the date of liquidation. In assessing the amounts estimated to realise the directors have:

- Written off those debts which are known, or are thought to be, irrecoverable.

2.2 The directors have valued the book debts on this basis in order to present a prudent view of the affairs of the company. Following liquidation the liquidator will endeavour to collect all amounts due to the company.

3. Amounts Due to Employees

3.1 In some instances it has been necessary to estimate the amounts due to employees in respect of arrears of wages, holiday pay, pay in lieu of notice and redundancy.

4. Trade and Expense Creditors

4.1 Details of amounts due to creditors have been taken from the books and records of the company. Inclusion in the statement of affairs of the company does not constitute agreement that these amounts are, or were at any time, owed by the company and does not entitle a creditor to participate in any future distribution.

5. Costs and Expenses of Liquidation and Asset Realisation

5.1 The statement of affairs takes no account of the costs and expenses of the liquidation or realising the assets of the company.

ACJ Landscapes Limited
Summary of Recent Financial History

Accounting Information

The following information has been extracted from the Company's abbreviated annual accounts for the period ended 28 February 2009.

| | Annual Accounts 28 February 2009 £ | Annual Accounts 28 February 2009 £ |
|---|---|---|
| Profit and Loss Account | | |
| Turnover | | 197,791 |
| Gross Profit | | 36,473 |
| Director's Remuneration | | 17,412 |
| Dividends | | 0 |
| Net profit/ (Loss) After Taxation & Dividends | | (11,274) |
| Balance Sheet | | |
| Fixed Assets | 26,490 | 469 |
| Current Assets | 52,285 | 34,077 |
| Liabilities | (49,364) | (54,198) |
| Total Assets Less Liabilities | <u>29,411</u> | <u>(19,652)</u> |
| Capital and reserves | 2 | 2 |
| Profit and loss account | 29,409 | (19,654) |
| Shareholders Reserves | <u>29,411</u> | <u>(19,652)</u> |

KSA Group Ltd
ACJ Landscapes Limited
B - Company Creditors

| Unsecured Creditors | | |
|----------------------------|--|-------------------------|
| Name | Address | £ |
| Lloyds TSB | Manchester NSU (777975), 1 City Road East, manchester, M15 4PU | 318.13 |
| HM Revenue & Customs | Scotland North Area, Ruby House, 8 Ruby Place, Aberdeen, AB10 1ZP | 9,611.83 |
| HM Revenue & Customs | Insolvency Operations, Queens Dock, Liverpool, L74 4AG | 8,531.49 |
| HM Revenue & Customs | Durrington Bridge House, Barrington Road, Worthin, West Sussex, BN12 4SE | 24,809.11 |
| Sage (UK) Limited | North Park, Newcastle upon Tyne, NE13 9AA | 117.50 |
| | Total | <u>43,388.06</u> |

Signiture

ACJ Landscapes Limited

Estimated Deficiency Account For the period from 1 March 2009 to 31 March 2011.

| | £ | £ |
|---|-------|----------|
| Reserves Balance at 28 February 2009 | | 29,409 |
| Amounts written off for the purposes of the statement | | |
| Books Debts | 4,309 | |
| | <hr/> | <hr/> |
| | | (4,309) |
| | | 25,100 |
| Extraordinary Items | | |
| Employees - Notice and Redundancy Pay | 2,250 | |
| | | <hr/> |
| | | (2,250) |
| | | 22,850 |
| ASSUMED TRADING PROFIT/(LOSS) FOR THE PERIOD | | <hr/> |
| | | (69,588) |
| CREDITORS DEFICIENCY PER STATEMENT OF AFFAIRS | | <hr/> |
| | | (46,738) |