

NWMG Pension Scheme Daws House 33-35 Daws Lane London NW7 4SD Hollins Chambers 64a Bridge Street Manchester M3 3BA

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Our ref: WRJ/TF/160627nwmg/335-North West

27 June 2016

Dear Sirs

Re: North West Marble & Granite Limited - Proposed Administration ("the Company")

Please find enclosed by way of service sealed Notice of Intention to appoint Kevin Murphy and Andrew Poxon of Leonard Curtis as Joint Administrators of the Company.

Yours faithfully

TPLUP

**Turner Parkinson LLP** 

Enc

Notice of intention to appoint an administrator by company or director(s)

Name of Company

North West Marble & Granite Limited

Company number 07627000

In the High Court of Justice Chancery Division Manchester District Registry

For court use only Court case number [full name of court]

(a) Insert name and address of registered office of company

- 1. Notice is given that, in respect of (a) North West Marble & Granite Limited of Spring Court, Spring Road, Hale, Cheshire, WA14 2UQ("the company")
- \* the company / the directors of the company ("the appointor") intend to appoint

\*Delete as applicable

(b) Give name(s) and address(cs) of proposed administrator(s) (b) Kevin Gerald Murphy and Andrew Poxon of Leonard Curtis Business Solutions Group, Tower 12. 18-22 Bridge Street, Spinningfields, Manchester, M3 3BZ

as administrator(s) of the company.

- 2. This notice is being given to the following person(s), being person(s) who-is / are or may be entitled to appoint an administrative receiver of the company or an administrator of the company under paragraph 14 of Schedule B1 to the Insolvency Act 1986:
- (c) Insert name and address of each person to whom notice is given
- (c) NWMG Pension Scheme of Daws House 33-35 Daws Lane London NW7 4SD

The North West Fund For Business Loans LP of 1 Capital Quarter, Tyndall Street, Cardiff, CF10 4BZ

North West Mezzanine Loans LP Acting by FW Development Capital (North West) GP Limited as the General Partner of North West Mezzanine Loans LP Acting by FW Capital Limited of 1 Capital Quarter, Tyndall Street, Cardiff, CF10 4BZ

Bibby Financial Services Limited of 105 Duke Street, Liverpool, L1 5JQ

- 3. The company has not, within the last twelve months:
- (i) been in administration
- (ii) been the subject of a moratorium under Schedule A1 to the Insolvency Act 1986 which has ended on a date when no voluntary arrangement was in force
- (iii) been the subject of a voluntary arrangement which was made during a moratorium for the company under Schedule A1 to the Insolvency Act 1986 and which ended prematurely within the meaning of section 7B of the Insolvency Act 1986.
- 4. In relation to the company there is no:
- (i) petition for winding up which has been presented but not yet disposed of
- (ii) administration application which has not yet been disposed of, or
- (iii) administrative receiver in office.

\*Delete as applicable

- The company \*is-is not \*an insurance undertaking / a credit institution / an investment undertaking. providing services involving the holding of funds or securities for third parties / or a collective investment undertaking under Article 1.2 of the EC Regulation.
- 6. For the following reasons it is considered that the EC Regulation \*will /will not apply. If it does apply, these proceedings will be (d) main proceedings as defined in Article 3 of the EC Regulations. In that the company's main centre of business interests is located within the jurisdiction of this court.
- proceedings 7. Attached to this notice is \*a copy of the resolution of the company to appoint an administrator / a record of the decision of the directors to appoint an administrator.

\*Delete as applicable

(d) Insert whether main,

secondary or territorial

HEOMYED ! MANGHESTER COUNTY

1.16	Form 2.8B continue	ď
(e) Insert name and address of person making declaration	(If making the declaration on behalf of appointor indicate capacity e.g. director/solicitor)	
, , , , , , , , , , , , , , , , , , ,	hereby do solemnly and sincerely declare that:	
	<ul><li>(i) the company is or is likely to become unable to pay its debts</li><li>(ii) the company is not in liquidation, and</li><li>(iii) the statements in paragraphs 3 and 4 are, so far as I am able to ascertain, true,</li></ul>	
	and that the information provided in this notice is to the best of my knowledge and belief true,	
	AND I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1835	f
Sour	Declared at Manufacter Signed Control Coll	
,(=,	This 2412 day of June 2016 before me	)
lote: This form now to be sent to all those required to be sent the form by Rule 2.20(2)	A Commissioner for Oaths or Notary Public or Justice of the Peace or Solicitor or Duly Authorised Officer.	
(f) Appointor to insert address	Consent of Floating Charge Holder to Appointment of Administrator(s)  (Do not detach this part of the notice)  (It having read this notice, you have no objection to the making of this appointment you should complete the details in the box below and return a copy of this notice as soon as possible, and within five business lays from receipt of this notice, to the appointor at the following address:  (f)	
	If your consent has not been given within five business days the appointor may make the appointment notwithstanding that you have not replied.	-
(g) Insert name and address	(g)	
	being the holder of the following floating charge over the company's property:	•
(h) Give details of charge, date registered and (if any) financial limit	(h)	_
	consents to the appointment of the administrator(s) in accordance with the details of this notice.	
	Signed Dated  (If signing on behalf of a firm or company state position or office held)	
	Endorsement to be completed by court	]

This notice was filed (j) \_\_

(j) Insert date and time

## NORTH WEST MARBLE & GRANITE LIMITED Company No. 07627000 ("the Company")

Resolutions of the sole director of the Company passed on

24 7 June 2016

Held at: KUITS MAKIGUL

Present:

Michael Connets (director)

## 1 Quorum

It was noted that a quorum was present.

## 2 Filing for Administration

- 2.1 It was noted that following investigation by Kevin Gerald Murphy of Leonard Curtis Business Solutions Group, Tower 12, 18/22 Bridge Street, Spinningfields, Manchester, M3 3BZ that the Director had been advised that the Company was or was likely to be unable to pay its debts within the meaning of section 123 of the Insolvency Act 1986.
- 2.2 It was further noted that Mr Murphy had advised that the Director should consider filing for administration under the Insolvency Act 1986 ("the Act") and that the Director could do so if administration would be likely to achieve one or more of the required purposes set out in Sch B1 of that Act.
- 2.3 The purposes set out in Sch B1 of the Act were noted and it was concluded that administration would result in 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) and/or administration would involve realising property in order to make a distribution to one or more secured or preferential creditors.

## 2.4 IT WAS RESOLVED that:

- 2.4.1 having regard to the financial position of the Company it would be in the best interests of the Company and its creditors for the Director to file for administration, and to seek the appointment of Kevin Gerald Murphy and Andrew Poxon, licensed insolvency practitioners both of Leonard Curtis Business Solutions Group as administrators; and
- 2.4.2 Michael Connets be authorised to swear the Statutory Declarations required to be filed with the Court and otherwise to take all action and execute any documents necessary to facilitate the Company going into administration.

3 Closure

Here being no further busines; the meeting closed.

Chairman