

TO ALL KNOWN CREDITORS

10 January 2024

Ref: TRS/LW/TP/LJ/D11.1

Laura Jones
gwksadministration@uk.ey.com

Dear Sir/Madam

GWKS Ltd (In Administration) ('the Company')

In the High Court of Justice, Business and Property Courts in Bristol, Insolvency and Companies List (ChD), Companies List, Court Case Number: CR-2023-BRS-000061

I write, in accordance with Rule 18.3 of the Insolvency (England and Wales) Rules 2016 ('the Rules'), to provide creditors with a report on the progress of the Administration. This report covers the period from 13 June 2023 to 12 December 2023 ('the Period') and should be read in conjunction with the Joint Administrators' statement of proposals ('the Proposals') dated 7 August 2023, including the definitions contained therein. A copy of the Proposals can be viewed and downloaded from the Companies House website.

The Company entered Administration on 13 June 2023 and Daniel Christopher Hurd and I, Lucy Winterborne, were appointed to act as Joint Administrators ('the Joint Administrators'). The appointment was made by the Company's directors under the provisions of paragraph 22(2) of Schedule B1 of the Insolvency Act 1986.

As licenced insolvency practitioners, we are bound by the Insolvency Code of Ethics when carrying out all professional work relating to the Administration. Certain statutory information about the Company, the Administration and the office holders is given at Appendix 1.

1. Summary of progress

1.1 Approval of the Proposals

The Proposals were issued to all known creditors of the Company on 7 August 2023. As required by paragraph 51 of Schedule B1 to the Insolvency Act 1986 and Rules 3.38 and 15.8 of the Rules, the Joint Administrators sought approval of the Proposals from the Company's creditors and a Notice to creditors of the decision procedure by correspondence for this approval was enclosed with the Proposals.

The creditors approved the Proposals on 28 August 2023.

1.2 The Company's trading

As stated in the Proposals, following the Joint Administrators' appointment, it was not deemed appropriate to continue trading the business and pursue a sale of the Company's business and assets as a going concern due to the Company's loss-making contracts, the degree of creditor pressure and

lack of funding. Furthermore, it was considered highly unlikely that trading the business would lead to better recoveries for the Company's creditors as a whole.

The Company, accordingly, ceased to trade on 13 June 2023 and the majority of the employees were made redundant. A small number of employees were retained for a short period to assist the Joint Administrators with an orderly wind down of the business, secure the various construction sites and respond to customer and creditor queries.

We set out below the key activities that have been pursued by the Joint Administrators since their appointment:

Sale of subsidiary company as a going concern

As set out in the Proposals, the Joint Administrators successfully sold the shares held in Gworks Surfacing Ltd to R K Bell Ltd for a total consideration of £100k on 4 July 2023.

Asset realisations

Plant and machinery / office equipment

As previously advised, the Company owned a very limited number of construction tools that had no realisable value in the Administration.

All office equipment including furniture and IT items also held very limited residual value and were sold for a total consideration of £387. No further fixed asset realisations are expected.

Trade debtors / WIP / Retentions

As reported in our Proposals, the Joint Administrators appointed Naismiths to conduct a review of the Company's debtor book and assist with the collection of outstanding balances (including assessing any disputed balances). Total realisations of £2,689 have been achieved to date.

Since we last reported, we have been liaising with external parties who may be interested in acquiring the rights to the Company's debtor book, however, we have not yet secured a sale of these rights. A further update will be provided in our next report to creditors.

Related party transactions

At the time of the Proposals, the Company was owed £168,000 from two related entities which shared common directorship with the Company. These balances related to funds provided by the Company to support with the trading cash flow of these related entities. I am pleased to report that the full amount was repaid by 15 August 2023.

VAT refund

A VAT refund of £99,954 (relating to an earlier period) was received from HM Revenue & Customs ('HMRC') by the Joint Administrators on 22 June 2023.

As previously advised, the Company was due a further refund of c.£74k from HMRC in relation to pre-appointment VAT. No funds have yet been received, however, we continue to liaise with HMRC in this regard.

Since the appointment of the Joint Administrators, a VAT reclaim of £84k has been submitted to HMRC and is expected to be received in due course.

Cash at bank

At the commencement of the Administration, the Joint Administrators secured cash of £776,967 from Barclays Bank PLC ("Barclays") which was transferred into the Administration bank account.

To date, the Company holds £536,337 in the Administration bank account with gross interest of £7,861 earned. We continue to liaise with Barclays to transfer any receipts from the Company's pre-appointment bank accounts into the Administration account and can confirm that further funds are expected to be received shortly.

Other assets

Realisations from other assets in the period total £9,506.

2. Extension of Administration

Insolvency legislation provides for an Administration to automatically come to an end after a period of 12 months. As there are likely to still be a number of outstanding issues to resolve in the Administration, including the recovery of debtors and payment of dividends to preferential creditors, the Joint Administrators may seek an extension to the initial period of the Administration to complete our work and achieve the objective of the Administration.

It is possible that all issues will be resolved before 12 June 2024 and if so, the Administration will automatically come to an end at that point.

In accordance with Section 78(1)(b) of Schedule B1 of the Insolvency Act 1986 and Rules 3.54 and 15.8 of the Rules, we are seeking the non-preferential, unsecured creditors' consent to extend the period of the Administration by 12 months to 12 June 2025 and enclosed at Appendix 7 is a Notice to creditors of deemed consent.

The Insolvency (England and Wales) Rules 2016 require that whenever a decision is sought from creditors, they must also be invited to establish a creditors' committee if, as in this case, a committee is not already in existence. Accordingly, I also enclose an invitation to form a creditors' committee at Appendix 8. In order for a committee to be formed, at least 3 creditors must be willing to serve on the committee and they must give their consent in writing.

If you vote in favour of establishing a committee, please also complete the nomination section of the voting form and, unless you are nominating yourself, include the appropriate written consent(s) to act with your completed voting form. If there are less than 3 valid nominations, a committee will not be established. If there are at least 3 and no more than 5 valid nominations, a committee will be formed with the nominated creditors. In the event that there are more than 5 valid nominations, I shall put the nominations to a vote by the general body of creditors.

3. Receipts and payments account

A summary of our receipts and payments for the period from 13 June 2023 to 12 December 2023 is attached at Appendix 2. It does not reflect estimated future realisations or costs.

4. Investigations

We have concluded our investigations into the Company's affairs, in accordance with Statement of Insolvency Practice 2 (Investigations by Office Holders), and the Company Directors Disqualification Act 1986, with the necessary conduct report being made to the Insolvency Service on 14 September 2023.

The Joint Administrators are not carrying out any further investigations. No specific investigations or actions have been requested by creditors.

5. Joint Administrators' remuneration

The statutory provisions relating to remuneration are set out in Part 18 of the Rules. Further information is given in the Association of Business Recovery Professionals' publication 'A Creditors' Guide to Administrators' Fees', a copy of which may be accessed from the web site of the Institute of Chartered Accountants in England and Wales at <https://www.icaew.com/en/technical/insolvency/creditors-guides> or is available in hard copy upon written request to me.

In certain circumstances, creditors are entitled to request further information about our remuneration or expenses, or to apply to court if they consider the costs to be excessive (Rules 18.9 and 18.34 of the Rules). Further information is provided in 'A Creditors' Guide to Administrators' Fees' referred to above.

In accordance with our fee estimate dated 7 August 2023, our remuneration of £911,131 plus VAT was fixed on a time-cost basis by a resolution of the creditors on 28 August 2023.

During the period covered by this report, we have incurred time costs of £902,302. Of this sum, £300,000 has been invoiced and paid to date.

An analysis of the time spent, and a comparison with the fee estimate dated 7 August 2023 is attached at Appendix 4 together with an explanation of the work done in the period at Appendix 5 to this report.

Although it is likely our time costs will exceed the fee estimate dated 7 August 2023, the Joint Administrators do not currently envisage drawing any further fees beyond such estimate. A further update will be shared in our next progress report.

6. Joint Administrators' statement of expenses incurred

During the period covered by this report, we have incurred expenses totalling £136,639 plus VAT. There is a breakdown of expenses incurred in this period and to date at Appendix 3 of this report.

7. Pre-Administration costs

A statement of pre-Administration costs was made in the Proposals totalling £106,783.50 plus VAT. Further detail relating to pre-Administration costs was also provided to creditors in the Proposals.

These costs were approved for payment as an expense of the Administration on 28 August 2023. The Joint Administrators have fully drawn this amount on 29 November 2023.

8. Distributions to creditors

As at the date of this report, no distributions have been made to creditors.

Primary preferential creditors

Claims from employees in respect of accrued but unpaid arrears of pay up to £800, accrued but unpaid holiday pay and certain pension benefits, rank preferentially and in priority to other preferential creditors (see below). These claims are therefore referred to as 'primary preferential creditors'.

The Joint Administrators estimate the amount of primary preferential creditors at the date of the appointment to be c.£70k and are of the opinion that a nominal distribution to primary preferential creditors may be made in due course.

Secondary preferential creditors

Claims from HMRC, in relation to VAT, PAYE and employees' National Insurance Contributions rank preferentially, but secondary to the employee primary preferential creditors above. These claims are therefore referred to as 'secondary preferential creditors'.

The Joint Administrators estimate the amount of secondary preferential creditors at the date of the appointment to be c.£118k, however, we have yet to receive HMRC's claim. Based on current estimates, it is likely that there will be insufficient funds available for a distribution to secondary preferential creditors.

Non-preferential, unsecured creditors

The Joint Administrators continue to receive claims from non-preferential, unsecured creditors of the Company. It is estimated that non-preferential, unsecured creditors will be in the region of c£6.78m.

At this stage we do not anticipate that there will be sufficient funds available to enable a distribution to be made to the non-preferential, unsecured creditors.

9. Remaining work

The Joint Administrators will continue to deal with the Administration in line with the stated objectives outlined in the Proposals. Future tasks will include, but may not be limited to, the following:

- Dealing with the Company's debtor book, including collection of receivables in respect of work in progress, debtor and retention balances due to the Company;
- Distributing amounts to preferential creditors (as applicable);
- Dealing with creditor queries;
- Reviewing and adjudicating preferential creditor claims (as applicable);
- Assisting redundant employees with any claims against the Redundancy Payments Office and/or the Company (as applicable);
- Dealing with corporation tax and VAT matters, including filling statutory returns;
- Ensuring all statutory reporting and compliance obligations are met;
- Finalising the Administration including payment of all Administration expenses;

- Seeking an extension and/or further extensions to the Administration from the Company's creditors and/or the Court; and
- Any other actions required to be undertaken by the Joint Administrators in order to fulfil the purpose of the Administration.

10. Other matters

Corporation tax matters

Our internal tax specialists have been instructed to review the Company's tax position and to prepare the necessary corporation tax returns for the periods affecting the Administration to date. This workstream is ongoing and a further update will be provided to creditors in our next progress report.

11. Next report

We will report to you again at the conclusion of the Administration or in six months' time, whichever is the sooner.

In the meantime, if you have queries regarding the content of this report, please do not hesitate to contact us by email at gwksadministration@uk.ey.com.

Yours faithfully
for the Company



Lucy Winterborne
Joint Administrator

Lucy Winterborne is licensed in the United Kingdom to act as an Insolvency Practitioner by The Insolvency Practitioners Association and Daniel Christopher Hurd is licensed in the United Kingdom to act as an Insolvency Practitioner by The Institute of Chartered Accountants in England and Wales.

The affairs, business and property of the Company are being managed by the Joint Administrators, Lucy Winterborne and Daniel Christopher Hurd, who act as agents of the Company only and without personal liability.

The Joint Administrators may act as data controllers of personal data as defined by the UK General Data Protection Regulation (as incorporated in the Data Protection Act 2018), depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Administrators. Personal data will be kept secure and processed only for matters relating to the Joint Administrators' appointment. The Office Holder Data Privacy Notice can be found at www.ey.com/uk/officeholderprivacy.

Appendix 1

Information about the proceedings, the Company and the office holders, as required by Rule 18.3(1) of the Insolvency (England and Wales) Rules 2016

Name of court:	In the High Court of Justice, Business and Property Courts in Bristol, Insolvency and Companies List (ChD), Companies List
Court reference:	CR-2023-BRS-000061
Registered name of the Company:	GWKS Ltd (In Administration)
Registered office address of the Company:	C/o Ernst & Young LLP, The Paragon, 32 Counterslip, Bristol, BS1 6BX
Company registered number:	05704709
Country of incorporation (for a company incorporated outside the United Kingdom):	N/A
Date of appointment of the Joint Administrators:	13 June 2023
Details of any changes of Administrator:	None
Full names of the Joint Administrators:	Lucy Winterborne and Daniel Christopher Hurd
Office holder numbers:	21130 / 20030
<u>Joint Administrators' addresses:</u>	
Lucy Winterborne Ernst & Young LLP The Paragon, 32 Counterslip, Bristol, BS1 6BX	Daniel Christopher Hurd Ernst & Young LLP No1 Colmore Square, Birmingham, B4 6HQ
Email:	gwksadministration@uk.ey.com
Name of alternative person to contact with enquiries about the case:	Laura Jones

Appendix 2

GWKS Ltd (In Administration) ('the Company')

Joint Administrators' Summary of Receipts and Payments for the period
from 13 June 2023 to 12 December 2023

Estimated to Realise as per Directors' Statement of Affairs		Notes	£
	Receipts		£
776,964	Cash and cash equivalent	1	776,967
100,000	Sale of Subsidiary		100,020
335,000	VAT Refund	2	99,954
	Bank Interest		7,861
168,000	Related entities		167,756
	Book debts		2,689
	Supplier refund		7,902
	Sundry Income		1,604
	Plant and machinery / office equipment		387
<u>1,379,964</u>	Total Receipts		<u>1,165,139</u>
	Payments		
	Legal fees		11,831
	Agents' fees - debt collection		5,000
	Insurance		967
	Employee costs		105,961
	Property costs		7,923
	Bank charges and interest		1,908
	Statutory costs		103
	Telecoms and IT		2,947
	Administrator's fees		300,000
	Pre-Administration costs		106,286
	Total Payments		<u>542,925</u>
	Net Receipts / (Payments)		<u>622,214</u>
	Represented by:		£
	Interest bearing current accounts		536,337
	VAT		86,003
	Employee Saving Control A/c		(126)
			<u>622,214</u>

Notes

1. Reflects cash on appointment as at 13 June 2023.
2. A VAT refund of £99,954 (relating to an earlier period) was realised on 22 June 2023.
3. Receipts and payments are stated net of VAT.

Appendix 3

GWKS Ltd (In Administration) ('the Company') Summary of Joint Administrators' expenses incurred

Type of Expense	Per Estimate Dated 7 August 2023	Paid in Period	Outstanding	Total
Payments made from the estate which are not disbursements – all Category 1 (Please refer to notes 1, 2 and 3 at the end of this table for definitions)				
Legal costs	50,000	11,831	38,169	50,000
Agents' costs	12,000	5,000	7,000	12,000
Insurance	25,000	967	24,033	25,000
Employee costs	130,050	105,961	24,089	130,050
Property costs	10,000	7,923	2,077	10,000
Bank charges and interest	2,500	1,908	592	2,500
Statutory costs	6,500	103	6,397	6,500
Telecoms and IT	5,000	2,947	2,053	5,000
Corporation tax	5,000	-	5,000	5,000
Category 1 disbursements (notes 2 and 3)				
Accommodation and subsistence	4,500	-	4,500	4,500
Travel costs	2,500	-	2,500	2,500
Specific penalty bond	775	-	775	775
Postage and printing	3,000	-	3,000	3,000
Sundry expenses	1,000	-	1,000	1,000
Category 2 disbursements (notes 2 and 3)				
Mileage	1,100	-	1,100	1,100
Totals	258,925	136,640	122,285	258,925

Notes

- 1 Statement of Insolvency Practice 9 defines expenses as any payments from the insolvency estate which are neither an office holder's remuneration or a distribution to a creditor or member.
- 2 Expenses are divided into those that do not need approval before they are charged to the estate (Category 1) and those that do require prior approval (Category 2):
 - Category 1 expenses are payments to persons providing the service to which the expense relates who are not an associate of the office holder
 - Category 2 expenses are payments to associates or which have an element of shared costs.
- 3 Expenses also include disbursements. Disbursements are payments which are first met by the office holder and then reimbursed to the office holder from the estate. Disbursements fall into either Category 1 or Category 2

GWKS Ltd (In Administration) ('the Company')

Joint Administrators' time costs for the period from 13 June 2023 to 12 December 2023 and a comparison with the fee estimate dated 7 August 2023

	Per Fee Estimate			Actual in this report period		
	Total hours	Total costs (£)	Average rate (£)	Total hours	Total costs (£)	Average rate (£)
Administration & Planning	337.0	198,246.0	588	261.1	140,935.50	540
Creditors	154.0	91,856.0	596	189.5	110,412.00	583
Employees	134.8	99,337.0	737	153.1	117,303.00	766
Immediate Tasks	98.5	54,273.5	551	99.4	54,557.00	549
Investigation & CDDA	52.1	29,256.5	562	51.8	31,400.00	606
Job Acceptance & Strategy	16.6	14,083.0	848	21.9	19,103.00	872
Other Matters	128.9	65,603.0	509	126.2	61,619.00	488
Property	8.4	7,464.0	889	13.3	11,809.50	888
Realisations of Assets	212.4	141,239.0	665	238.7	159,056.00	666
Reporting	61.7	30,253.0	490	108.5	60,988.00	562
Statutory Duties	221.4	130,864.0	591	114.6	71,887.50	627
Trading	21.8	20,833.0	956	22.5	21,596.00	960
VAT & Taxation	20.9	17,473.0	836	43.9	31,285.50	713
Cashiering	30.0	10,350.0	345	30.0	10,350.00	345
Total	1,498.5	911,131.00	608	1,474.5	902,302.00	612

Appendix 5

GWKS Ltd (In Administration) ('the Company')

Joint Administrators' time costs – explanation of the work done for the period from 13 June 2023 to 12 December 2023

Basis of work	Category of work	Description of work to be completed	Work done / in progress / to be performed
Statutory	Accounting & Administration	<ul style="list-style-type: none"> Overall management of the case, statutory compliance diaries and time cost reporting. 	<ul style="list-style-type: none"> In progress
Statutory	Cashiering	<ul style="list-style-type: none"> Treasury and accounting functions. 	<ul style="list-style-type: none"> In progress
Statutory	Creditors	<ul style="list-style-type: none"> Receiving and recording creditor claims. Correspondence with creditors. Processing distributions to preferential and unsecured creditors (as applicable). 	<ul style="list-style-type: none"> In progress In progress To be performed
Asset realisation	Customers	<ul style="list-style-type: none"> Liaising with customers. 	<ul style="list-style-type: none"> Work done
Asset realisation	Debtors	<ul style="list-style-type: none"> Realising the book debts of the Company. 	<ul style="list-style-type: none"> In progress
Statutory	Employees	<ul style="list-style-type: none"> Assessing staffing requirements and making redundancies. Making statutory submissions to the relevant government departments. Dealing with employee enquiries. Processing employee claims (if applicable) Administering the Company's payroll, including taxation and other deductions. 	<ul style="list-style-type: none"> Work done In progress In progress To be done Work done
Statutory	Immediate Tasks	<ul style="list-style-type: none"> Completion of work streams requiring immediate attention following the appointment as required by statute. 	<ul style="list-style-type: none"> Work done
Statutory	Investigations & CDDA	<ul style="list-style-type: none"> Investigations into the Company's affairs in accordance with Statement of Insolvency Practice 2 "Investigations by Office Holders". The Joint Administrators' report on the conduct of the directors under the Company Directors Disqualification Act 1986. 	<ul style="list-style-type: none"> Work done Work done
Asset realisation	Job Acceptance & Strategy	<ul style="list-style-type: none"> Matters relating to the appointment and initial planning of the liquidation strategy, including management and formulating and executing the strategy adopted. Considering exit routes from Administration and implementing the most appropriate route. 	<ul style="list-style-type: none"> Work done Work done
Statutory	Legal Issues	<ul style="list-style-type: none"> Dealing with any ad hoc legal issues. 	<ul style="list-style-type: none"> In progress
Statutory	Members	<ul style="list-style-type: none"> Liaising with the Company's shareholders (as required). 	<ul style="list-style-type: none"> In progress
Asset realisations	Other Assets	<ul style="list-style-type: none"> Realising value from the Company's other assets. Assessing, quantifying and seeking to realise value from assets not recorded in the management accounts of the Company at the date of appointment. 	<ul style="list-style-type: none"> In progress In progress
Statutory	Other Matters	<ul style="list-style-type: none"> Dealing with assets owned by third parties. Recovery of the Company's physical books 	<ul style="list-style-type: none"> Work done

		and records, and electronic records (including a back-up of the Company's servers and systems).	• Work done
Asset realisation	Property	<ul style="list-style-type: none"> • Reviewing the terms of the Company's leasehold property. • Liaising with the landlord of the Company's former premises. 	<ul style="list-style-type: none"> • Work done • Work done
Statutory	Public relations	<ul style="list-style-type: none"> • Agreeing and issuing statements to the press as required in pursuit of the Administration strategy. 	<ul style="list-style-type: none"> • Work done
Statutory	Reporting	<ul style="list-style-type: none"> • Preparing the Joint Administrators' Statement of Proposals, six monthly progress reports and final report. 	<ul style="list-style-type: none"> • Work done
Asset realisation	Retention of title	<ul style="list-style-type: none"> • Assessment and settlement of claims for retention of title from the Company's suppliers (if applicable). 	<ul style="list-style-type: none"> • Work done
Asset realisation	Sale of business	<ul style="list-style-type: none"> • Sale of the business and/or the assets of the Company's subsidiary. • Liaising with the Purchaser and its advisors and relevant suppliers in relation to transitional arrangements. 	<ul style="list-style-type: none"> • Work done • Work done
Statutory	Statutory Duties	<ul style="list-style-type: none"> • Completion of statutory requirements of the Administration, including notifications to creditors and members, advertising the appointment, and sending to creditors and filing at Companies House. 	<ul style="list-style-type: none"> • In progress
Statutory	Trading	<ul style="list-style-type: none"> • Formulating the strategy to ensure orderly winddown of the various sites. • Working with the site managers to oversee return of assets to leasing companies. • Liaising with the Company's Health & Safety specialist to ensure insurance and security is handed over in live sites. • Liaising with suppliers. 	<ul style="list-style-type: none"> • Work done • Work done • Work done • Work done
Statutory	VAT & Taxation	<ul style="list-style-type: none"> • Preparing corporation tax and VAT returns, with input from EY VAT and tax specialists. • Submitting relevant notifications to HMRC. • Preparing claims for VAT bad debt relief (if applicable). • Assessment of the VAT and tax treatments of transactions and agreements entered into during the Administration. 	<ul style="list-style-type: none"> • In progress • In progress • In progress • In progress

GWKS Ltd (In Administration) ('the Company')

Statement of Administrators' charging policy for remuneration and disbursements pursuant to Statement of Insolvency Practice No.9

Joint Administrators' charging policy for remuneration

The Joint Administrators have engaged managers and other staff to work on the Administration. The work required is delegated to the most appropriate level of staff taking account of the nature of the work and the individual's experience. Additional assistance is provided by accounting and treasury executives dealing with the Company's bank accounts and statutory compliance diaries. Work carried out by all staff is subject to the overall supervision of the Joint Administrators.

All time spent by staff working directly on case-related matters is charged to a time code established specifically for this engagement. Time is recorded in units of six minutes. Each member of staff has a specific hourly rate, which is subject to change over time.

Administrators' charging policy for expenses

Statement of Insolvency Practice No. 9 divides expenses into two categories.

- ▶ Category 1 expenses are defined as specific expenditure relating to the Administration of the insolvent's affairs and referable to payment to an independent third party. Such expenses can be paid from the insolvent's assets without approval from the Creditors' Committee or the general body of creditors. In line with Statement of Insolvency Practice No. 9, it is our policy to disclose Category 1 expenses drawn but not to seek approval for their payment. We are prepared to provide such additional information as may reasonably be required to support the expenses drawn.
- ▶ Category 2 expenses are charges made by the office holder's firm that include elements of shared or overhead costs. Statement of Insolvency Practice No. 9 provides that such expenses are subject to approval as if they were remuneration. It is our policy, in line with the Statement, to seek approval for Category 2 expenses before they are drawn.

It is our policy, in line with the Statement, to seek approval for Category 2 disbursements before they are drawn.

GWKS Ltd (In Administration) ('the Company')

Notice to creditors of deemed consent

**Paragraph 78(2A) of Schedule B1 to the Insolvency Act 1986 and Rules 15.7
and 15.8 of the Insolvency (England and Wales) Rules 2016**

Name of court: In the High Court of Justice, Business and Property Courts in Bristol, Insolvency and Companies List (ChD), Companies List

Court reference: CR-2023-BRS-000061

Registered name of the Company: GWKS Ltd (In Administration)

Other trading name(s) or style(s) of the Company: G Works Construction

Any other registered name in the 12 months prior to administration: None

Company registered number: 0570409

Registered office address: C/o Ernst & Young LLP, The Paragon, 32 Counterslip, Bristol, BS1 6BX

Principal trading address (if different from above): Unit 3, East Quay, Wylds Road, Bridgwater, Somerset, TA6 4DB

Date on which the Company entered Administration: 13 June 2023

Date of appointment of Joint Administrators: 13 June 2023

Office holder numbers: 21130 / 20030

Joint Administrators' addresses:

Lucy Winterborne Ernst & Young LLP The Paragon, 32 Counterslip, Bristol, BS1 6BX	Daniel Christopher Hurd Ernst & Young LLP No1 Colmore Square, Birmingham, B4 6HQ
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Email: gwksadministration@uk.ey.com

Name of alternative person to contact about the Administration: Laura Jones

NOTICE IS HEREBY GIVEN that the Joint Administrators of the above-named Company are seeking an extension of the Administration for a period of 12 months to 12 June 2025 by deemed consent.

Creditors will be deemed to have consented to the extension unless by the end of 31 January 2024 at least 10% in value of creditors who would be entitled to vote in a qualifying decision procedure

have objected to approval and their objections have been made in accordance with the procedure set out below.

Objections

Any creditor wishing to object to the proposed decision to extend the Administration, including any creditor who has opted out from receiving notices about the Administration, must deliver to me, at the above address, a notice stating that the creditor so objects. The notice must be delivered to me at the above address not later than the end of 31 January 2024 together with a proof in respect of the creditor's claim which complies with the requirements of Rules 15.28 to 15.35 of the Rules failing which the objection will be disregarded.

Please note that creditors whose debts may be treated as small debts in accordance with Rule 14.31(1) of the Rules must still deliver a proof of claim if they wish to object.

It is my responsibility, as Joint Administrator convening the deemed consent procedure, to aggregate any objections to see if the threshold is met for the decision to be taken as not having been made.

If the threshold is met the deemed consent procedure will terminate without a decision being made on the request for an extension and if a decision is sought again on the same matter it will be sought by a decision procedure.

Requests for a physical meeting to be held

Creditors who meet the thresholds in s.246ZE(7) of the Insolvency Act 1986, namely 10% in value of creditors, 10% in number of creditors or 10 creditors, may, within five business days from the date of delivery of this notice, make a request to me in writing for a physical meeting of creditors to be held to consider the request for an extension of the Administration.

Signed
Lucy Winterborne
Joint Administrator



Date

10 January 2024

GWKS Ltd (In Administration) ('the Company')

**Notice to creditors – invitation to form a creditors' committee
Rule 3.39, Insolvency (England and Wales) Rules 2016**

Name of court: In the High Court of Justice, Business and Property Courts in Bristol, Insolvency and Companies List (ChD), Companies List

Court reference: CR-2023-BRS-000061

Registered name of the Company: GWKS Ltd (In Administration)

Other trading name(s) or style(s) of the Company: G Works Construction

Any other registered name in the 12 months prior to administration: None

Company registered number: 0570409

Registered office address: C/o Ernst & Young LLP, The Paragon, 32 Counterslip, Bristol, BS1 6BX

Principal trading address (if different from above): Unit 3, East Quay, Wylds Road, Bridgwater, Somerset, TA6 4DB

Date on which the Company entered Administration: 13 June 2023

Date of appointment of Joint Administrators: 13 June 2023

Office holder numbers: 21130 / 20030

Joint Administrators' addresses:

Lucy Winterborne Ernst & Young LLP The Paragon, 32 Counterslip, Bristol, BS1 6BX	Daniel Christopher Hurd Ernst & Young LLP No1 Colmore Square, Birmingham, B4 6HQ
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Email: gwksadministration@uk.ey.com

Name of alternative person to contact about the Administration: Laura Jones

Invitation to form a creditors' committee

Creditors are invited to decide whether a creditors' committee should be formed if sufficient creditors are willing to be members of the committee. Information on the role of committees can be found at <https://www.r3.org.uk/media/documents/publications/professional/R3-Guide-to-Creditors-Committees.pdf>

To be validly established, a committee must have at least three and not more than five members, who must have agreed to act.

Should you wish to form a committee, please follow the instructions in the nomination form following this notice and return the completed nomination form, with written agreements to act where

appropriate, to me at the above address to arrive no later than 31 January 2024. Nominations can only be accepted if I am satisfied as to the creditor's eligibility under Rule 17.4 of the Rules.

Signed
Lucy Winterborne
Joint Administrator



Date

10 January 2024

GWKS Ltd (in Administration) ('the Company')

Nominations for creditors' committee

You may nominate up to five creditors of the Company. Please note that before a person can act as a member of a creditors' committee that person must agree to do so.

In the event that more than five valid nominations are received, the five receiving the most votes will be appointed.

When you have completed this form, please return it with the creditor's written agreement to act (unless you are nominating yourself or your own organisation) to Lucy Winterborne, c/o Ernst & Young LLP, G1 Building, 5 George Square, Glasgow, G2 1DY or by email to gwksadministration@uk.ey.com to arrive no later than the closing date stated on the notice of invitation to form a committee.

I nominate:

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____
of

(Address) _____

(Name of creditor) _____ of

(Address) _____

(Name of creditor) _____ of

(Address) _____

to be appointed as (a) member(s) of the creditors' committee.

Signature _____

Name of signatory _____

On behalf of
(name of creditor) _____

Date _____