

Notice seeking a decision by deemed consent

Name of Company Texplan Manufacturing Limited	Company Number 03111361
In the Business and Property Courts of England and Wales Insolvency and Companies List (ChD)	Court case number 2020-001891

(a) Insert full names of administrators / liquidators

(b) Insert nature of the matter

We (a) Robert Nicholas Lewis, Zelf Hussain and Rachael Maria Wilkinson joint administrators of the company give notice to creditors seeking decisions by deemed consent about the following matters:

(b) That the administrators be discharged from liability pursuant to Paragraph 98(1) of Schedule B1 to the Insolvency Act 1986 in respect of any action of theirs as administrators 14 days after they cease to be joint administrators of the company.

and whether a creditors' committee should be established if sufficient creditors are willing to be members.

Information on the formation, rights, duties and functions of a committee can be found here:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/creditor-guides/more/29111/page/1/liquidation-creditors-committees-and-commissioners/>

(c) Insert proposed decision

We are also inviting creditors to make nominations for membership of the creditors' committee, if one is established

The proposed decisions are: (c)

- (1) THAT the administrators be discharged from liability pursuant to Paragraph 98(1) of Schedule B1 to the Insolvency Act 1986 in respect of any action of theirs as administrators 14 days after they cease to be joint administrators of the company.
- (2) THAT a creditors' committee **SHOULD NOT** be established.

d) Insert date of decision

The decision date is (d) 18 March 2021

If you wish to object to the proposed decisions you must do so no later than 23.59 hrs on the decision date. Please refer to the information overleaf.

If less than 10% in value of relevant creditors* object to the proposed decisions in accordance with the procedure set out in this notice the creditors are to be treated as having made the proposed decisions.

If 10% or more in value of relevant creditors* object to the proposed decisions the creditors are to be treated as **NOT** having made the decisions. If a decision about the same matter is sought again it must be sought using a decision procedure (i.e. by correspondence, electronic voting, or a virtual or physical meeting).

* For the purposes of this notice "relevant creditors" means the creditors who, if the decision were to be made by a decision procedure, would be entitled to vote in the procedure.

Committee:

If you wish to nominate any creditor(s) to be members of a creditors' committee if creditors decide that a committee should be established, please deliver your nomination to us at the address below by 18 March 2021. A nomination can only be accepted if we are satisfied as to the creditor's eligibility under rule 17.4 of the Insolvency (England and Wales) Rules 2016 (IR16).

Objecting to the proposed decisions or requesting a physical meeting:

In order to object to the proposed decisions you must deliver to us at the postal address shown below a notice stating that you object to the proposed decisions, to be received by us **NO LATER THAN 23.59 hrs ON THE DECISION DATE**, together **WITH A PROOF** in respect of your claim, in accordance with IR16, failing which your objection will be disregarded. A form of notice of objection is set out at the end of this notice and a proof of debt form which you can use is available at <https://www.pwc.co.uk/lauraashley>

If your debt is treated as a small debt in accordance with rule 14.31(1) IR16 (creditors with claims of £1,000 or less) you must still deliver a proof to us by 23.59 hrs on the decision date if you wish to object to the proposed decision.

If you have opted out from receiving notices you may nevertheless object to the proposed decision if you provide a proof as set out above.

It is our responsibility 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 this deemed consent procedure will terminate without a decision being made and if a decision is sought again on the same matter it will be sought by a decision procedure.

Creditors who meet one of the thresholds in section 246ZE of the Insolvency Act 1986 may, within five business days from the date of delivery of this notice, require a physical meeting to be held to consider the matter[s] set out above. The relevant thresholds are 10% in value of creditors, 10% in number of creditors, or 10 creditors.

A creditor may appeal a decision in accordance with rule 15.35 IR16 by applying to court not later than 21 days after the decision date.

Signed



Joint administrator

Dated 2 March 2021

Administrators' postal address:

Address for
correspondence

8th Floor, Central Square, 29 Wellington Street, Leeds LS1 4DL

Administrators' contact telephone number: 0113 288 2046

Creditor's notice of objection to decisions by deemed consent

Name of Company Texplan Manufacturing Limited	Company Number 03111361
In the Business and Property Courts of England and Wales Insolvency and Companies List (ChD) (full name of court)	Court case number 2020-001891

To be completed and returned to the postal address above only if you wish to object to the proposed decisions

Insert creditor's name and address, and registered number if a company

I/We

Company number (if creditor is a company) _____

of _____

object to the proposed decisions set out in the notice seeking decisions by deemed consent dated 2 March 2021.

I/we do*/do not* request that the decisions be considered at a physical meeting.

[* Delete as applicable]

NB: if creditors satisfying the relevant thresholds do not request a physical meeting and a decision about the same matters is sought again, it will be sought by correspondence, electronic voting or a virtual meeting.

I/we enclose my/our proof of debt (if not previously submitted).

Signature of creditor or person authorised to act on behalf of the creditor:

Name in block capitals: _____

Position with or relation to the creditor:
(e.g. director, company secretary, solicitor): _____

Date: _____