



## **REPORTS FOR DECISION BY THE LEADER OF THE COUNCIL**

Date Issued: **29 October 2009**

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### **EXEMPT ITEMS**

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**A Record of Decision will be issued following the conclusion of 5 clear working days from the date of issue of the Report**

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## **MAIDSTONE BOROUGH COUNCIL**

### **LEADER OF THE COUNCIL**

#### **REPORT OF THE ASSISTANT DIRECTOR OF CUSTOMER SERVICES**

**Report prepared by Tony Jeyes**

**Date Issued: 29 October 2009**

#### **1. Irrecoverables**

##### **1.1 Issue for Decision**

- 1.1.1 Approval is sought to write off an amount of £163,147.21 in respect of seven non domestic rate debts.

##### **1.2 Recommendation of Assistant Director of Customer Services**

- 1.2.1 That the following amounts, together with those shown on the attached Exempt Appendix are written off:

Madhouse UK Ltd	15,788.45
Jet Star Retail Ltd	24,548.10
Casual Dining Holdings Ltd	49,153.81
Poundsound (UK) Ltd	14,350.00
Widor Ltd	10,755.97
Individual (see exempt appendix)	17,737.18
Individual (see exempt appendix)	<u>30,813.70</u>
	<u>163,147.21</u>

- 1.2.2 Madhouse UK Ltd – 3194306 – The company traded from 86-88 Week Street, Maidstone for the period 22 September 2008 to 29 January 2009. Appropriate recovery action was taken, but the company ceased trading and the company was placed into Liquidation. The Liquidator has advised that there will be no funds available for unsecured creditors.

- 1.2.3 Jet Star Retail Ltd – 3191355 – The company traded from Unit 205/205A Water lane, Chequers Centre, King Street, Maidstone for the period 24 May 2008 to 24 November 2008. Appropriate recovery action was taken, but the company ceased trading and an Administrator was appointed. There are neither funds nor goods upon which we could levy distress and the Administrator has advised that there will be no funds available for unsecured creditors.

- 1.2.4 Casual Dining Holdings Ltd – 3167481 – The company traded as "Coolfresh" from Detling Aerodrome, Detling, Maidstone for the period

31 March 2005 to 14 February 2006. Appropriate recovery action was taken, but the company ceased trading and the company was placed into Liquidation. The Liquidator has advised that there will be no funds available for unsecured creditors.

1.2.5 Poundstone (UK) Ltd – 3167472 – The company traded from 55 Week Street, Maidstone for the period 8 September 2005 to 7 January 2006. Appropriate recovery action was taken, but the company ceased trading and is to be struck off the companies register.

1.2.6 Widor Ltd – 318649X – The company traded from 37 High Street, Maidstone for the period 24 September 2007 to 30 August 2009. Appropriate recovery action was taken, but the company ceased trading and there are no funds available to settle any debts. Company is to be dissolved.

### 1.3 Reasons for Recommendation

1.3.1 The reasons for each of the cases are either listed above or contained in the exempt appendix.

### 1.4 Alternative Action and why not Recommended

1.4.1 The debts could be left on the system, but this would serve no useful purpose and maintain the arrears at an artificially high level.

### 1.5 Impact on Corporate Objectives

1.5.1 None

### 1.6 Risk Management

1.6.1 There are no risks involved in this process as it is considered that there are no alternative actions that can be taken.

### 1.7 Other Implications

1.7.1

1. Financial
2. Staffing
3. Legal
4. Equality Impact Needs Assessment
5. Environmental/Sustainable Development
6. Community Safety

X

7. Human Rights Act

8. Procurement


1.7.2 The financial details are listed above.

Is this a Key Decision?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
If yes, when did it appear in the Forward Plan? _____				
Is this an Urgent Key Decision?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>
<u>Reason for Urgency</u>				

### **How to Comment**

Should you have any comments on the issue that is being considered please contact either the relevant Officer or the Member of the Executive who will be taking the decision.

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A of the Local Government Act 1972.

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