

TO ALL KNOWN CREDITORS

28 January 2025

Ref: SSP01//LW/AH/AW/GH/JEI/JR  
Email: sgplccomms@uk.ey.com

Dear Sirs/Madam

## **Saietta Sunderland Plant Limited In Administration ('the Company')**

As you may be aware, the Administration of the above Company is due to end on 3 March 2025.

As my work is not yet complete, I am seeking the consent of preferential and unsecured creditors under paragraph 78(2) of Schedule B1 to the Insolvency Act 1986, for an extension of the Administration for a period of 12 months, ending on 3 March 2026.

In May 2024, the Joint Administrators received notification that 28 former employees of the Company were beginning Employment Tribunal proceedings against the Company for Protective Awards for lack of Redundancy consultation. The Employment Tribunal judgement was awarded on 19 December 2024 and the purpose of the extension is to allow for employee claims to be settled by the Redundancy Payments Service ("RPS"), and for the RPS to lodge a final Primary Preferential claim into the Administration. Once the claim is received, the Joint Administrators will be in a position to pay a dividend to this class of creditor. We do not anticipate that a distribution will be available to unsecured creditors, as set out in our progress report dated 2 October 2024.

I intend to seek a decision from unsecured and preferential creditors on this matter by deemed consent and I enclose formal notice to this effect.

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 enclose an invitation to form a creditors' committee. 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.

Should you have any queries relating to the enclosed documents or any other aspect of the Administration, please do not hesitate to contact Ayse Hassan at this office.

Yours faithfully  
for the Company



Lucy Winterborne  
Joint Administrator

Enc: Notice of deemed consent  
Invitation to form a creditors' committee

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 and Lucy Winterborne is licensed in the United Kingdom to act as an Insolvency Practitioner by the Insolvency Practitioners Association. As Insolvency Practitioners they are bound by the Insolvency Code of Ethics when carrying out all professional work relating to the appointment.

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 Administrator's appointment. The Office Holder Data Privacy Notice can be found at [www.ey.com/uk/officeholderprivacy](http://www.ey.com/uk/officeholderprivacy).

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:	High Court of Justice, Business and Properties Court, of England and Wales, Insolvency and Companies List (ChD)
Case number:	CR-2024-001342
Registered name of the Company	Saietta Sunderland Plant Limited
Other trading name(s) or style(s) of the Company:	N/A
Any other registered name in the 12 months prior to Administration:	N/A
Registered number:	08242130
Registered office address:	c/o Ernst & Young LLP The Paragon Counterslip Bristol BS1 6BX  Formerly: Fieldfisher Riverbank House 2 Swan Lane London EC4R 3TT
Principal trading address (if different from above):	Mercantile Road Rainton Bridge Industrial Estate Houghton-le-Spring DH4 5PH
Date on which the Company entered Administration:	4 March 2024
Date of appointment of Joint Administrators:	4 March 2024

### Details of the Joint Administrators

Lucy Winterborne  
Ernst & Young LLP  
The Paragon  
Counterslip  
Bristol  
BS1 6BX  
Office holder number:

Daniel Christopher Hurd  
Ernst & Young LLP  
1 Colmore Square  
Birmingham  
B4 6HQ

21130 / 20030

Telephone number:

0161 833 2761

Email: SGPLCcomms@uk.ey.com

Name of alternative person to contact about the Administration: Ayse Hassan

**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 3 March 2026 by deemed consent.

Creditors will be deemed to have consented to the extension unless by the end of 13 February 2025 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 13 February 2025 of 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 Insolvency (England and Wales) Rules 2016 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 Insolvency (England and Wales) Rules 2016 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

28 January 2025

# Notice to creditors – invitation to form a creditors' committee

## Rule 3.39, Insolvency (England and Wales) Rules 2016

Name of court: High Court of Justice, Business and Properties Court, of England and Wales, Insolvency and Companies List (ChD)

Case number: CR-2024-001342

Registered name of the Company Saietta Sunderland Plant Limited

Other trading name(s) or style(s) of the Company: N/A

Any other registered name in the 12 months prior to Administration: N/A

Registered number: 08242130

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

Formerly:  
Fieldfisher  
Riverbank House  
2 Swan Lane  
London  
EC4R 3TT

Principal trading address (if different from above): Mercantile Road  
Rainton Bridge Industrial Estate  
Houghton-le-Spring  
DH4 5PH

Date on which the Company entered Administration: 4 March 2024

Date of appointment of Joint Administrators: 4 March 2024

### Details of the Joint Administrators

Lucy Winterborne  
Ernst & Young LLP  
The Paragon  
Counterslip  
Bristol  
BS1 6BX

Daniel Christopher Hurd  
Ernst & Young LLP  
1 Colmore Square  
Birmingham  
B4 6HQ

Office holder number: 21130 / 20030

Telephone number: 0161 833 2761

Email: SGPLCcomms@uk.ey.com

Name of alternative person to contact about the Administration: Ayse Hassan


### **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 attached to 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 13 February 2025. Nominations can only be accepted if I am satisfied as to the creditor's eligibility under Rule 17.4 of the Insolvency (England and Wales) Rules 2016.

Signed  
Lucy Winterborne  
Joint Administrator



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Date

28 January 2025

## Saietta Sunderland Plant Limited (in Administration)

### 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 at The Paragon, Counterslip, Bristol, BS1 6BX 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 \_\_\_\_\_