



FE000001



CR-2019-005255

**AMENDED UNDER THE SLIP RULE CPR 40.12 ON 25 NOVEMBER 2022  
 IN THE HIGH COURT OF JUSTICE  
 BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES  
 INSOLVENCY AND COMPANIES LIST (ChD)**

**IN THE MATTER OF THE CORPORATION OF WEST KENT AND ASHFORD COLLEGE (a further education corporation) (in education administration)**

**AND IN THE MATTER OF THE TECHNICAL AND FURTHER EDUCATION ACT 2017**

**AND IN THE MATTER OF THE EDUCATION ADMINISTRATION RULES 2018**

**BEFORE ICC JUDGE JONES**

**11 AUGUST 2022**

**WILLIAM MATTHEW HUMPHRIES TAIT, FRANCIS GRAHAM NEWTON  
 and DANNY NICOLAAS WILLIAM DARTNAILL  
 (as education administrators of The Corporation of West Kent and Ashford College (in education administration))**  
**(Applicant)**

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**ORDER**

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**UPON THE APPLICATION** of the above named Applicant dated 28 June 2022 in respect of the Corporation of West Kent and Ashford College of Tonbridge, Kent, TN9 2PW (in education administration) c/o BDO LLP, 55 Baker Street, London W1U 7EU Companies House registered number FE000001 ("the College")

**AND UPON HEARING** counsel, Miss Eleanor Temple, for the Applicant

**AND UPON READING** the sixth witness statement of William Matthew Humphries Tait dated 27 June 2022 and exhibit thereto, and the first witness statement of Francis Graham Newton dated 5 August 2022 and exhibit thereto

**AND UPON** reading the letters to all known creditors of the College dated 15 June 2022 and 20 July 2022

**AND UPON** the creditors of the College not objecting to the relief sought or attending or being represented at the hearing

**AND UPON** the Secretary of State ("SoS") confirming by way of a letters dated 20 June 2022 that it does not object to the remuneration application and that the SoS will fund the Remuneration fixed and approved by the court in accordance with the Restated Funding Agreement dated 1 April 2020 amended by letter dated 16 June 2022 and that the SoS consents to the application to end the administration **IT IS ORDERED THAT:**

1. The Applicants' appointment as joint education administrators shall cease to have effect pursuant to paragraph 79(1) of Schedule B1 to the Insolvency Act 1986 (the "Act") (as applied by paragraph 1 of Schedule 3 to the Technical and Further Education Act 2017("TFEA") and as modified by paragraph 23 of Schedule 3 to TFEA) with immediate effect;
2. The Applicants be discharged from liability in respect of any action as education administrators pursuant to paragraph 98(1) of Schedule B1 to the Act (as applied by paragraph 1 of Schedule 3

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to TFEA and as modified by paragraph 30 to Schedule 3 to TFEA) 28 days after filing their final report to creditors;

3. The College is wound up and pursuant to paragraph 79(4)(d) of Schedule B1 to the Act (as applied by paragraph 1 of Schedule 3 to TFEA and as modified by paragraph 23 of Schedule 3), pursuant to the court's inherent jurisdiction and section 140 of the Act (as applied by section 6 of TFEA), William Matthew Humphries Tait, Mark Patterson and Danny Nicolaas William Dartnaill ("**Joint Liquidators**") are appointed as joint liquidators of the College;
4. Any act required or authorised under any enactment to be done by a liquidator may be done by any or all of the Joint Liquidators pursuant to Section 231 of the Act;
5. The Applicants' remuneration from 24 April 2021 to 11 August 2022 ("**Remuneration**") is fixed and approved for payment pursuant to Rule 6.10(3) of The Education Administration Rules 2018 in the sum of £183,793.45 plus VAT;
6. The Applicants are entitled to receive the Remuneration forthwith.
7. The Applicants' cost of and occasioned by this Application shall be paid as expenses of the education administration pursuant to rule 3.36(1) of the Education Administration Rules 2018 out of the assets of the College.

The applicant's address for service is:

Womble Bond Dickinson (UK) LLP, 6th Floor, 1 Whitehall Riverside, Leeds,  
LS1 4BN, Ref: BDO/2.25.