

WU15

Notice of final account prior to dissolution in a winding up by the court



Companies House

SATURDAY



AAE9HEGB

A25

02/10/2021

#238

COMPANIES HOUSE

1 Company details

Company number 0625299

Company name in full BML Realisations 2016 Limited (formerly known as
Bernard Matthews Limited)

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Adam Henry

Surname Stephens

3 Liquidator's address

Building name/number 25 Moorgate

Street London

Post town EC2R 6AY

County/Region

Postcode

Country

4 Liquidator's name ①

Full forename(s) Finbarr Thomas

Surname O'Connell

① Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 25 Moorgate

Street London

Post town EC2R 6AY

County/Region

Postcode

Country

② Other liquidator
Use this section to tell us about
another liquidator.

WU15

Notice of final account prior to dissolution in a winding up by the court

6

Liquidator's release

Did any of the creditors object to the liquidator's release?

☐ Yes☒ No

7

Date of final account

Date

d	d	m	m	y	y	y	y
3	0	0	7	2	0	2	1

8

Final account

☒ The final account is attached

9

Sign and date

Liquidator's signature

Signature

X Adam Stephens **X**

Adam Stephens (Sep 30, 2021 16:42 GMT+1)

Signature date

d	d	m	m	y	y	y	y

WU15

Notice of final account prior to dissolution in a winding up by the court



Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Samuel Jackson**

Company name **Smith & Williamson LLP**

Address **25 Moorgate**

London

Post town **EC2R 6AY**

County/Region

Postcode

Country

DX **119507 Finsbury Square EC2**

Telephone **020 7131 4000**



Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register.
- ☐ You have attached the required documents.
- ☐ You have signed the form.



Important information

All information on this form will appear on the public record.



Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.



Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

BML Realisations 2016 Limited (formerly known as Bernard Matthews Limited)
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments
From 19 September 2017 To 30 July 2021

Statement of Affairs	£	£	£
<hr/>			
ASSET REALISATIONS			
Contribution to costs	1,500.00		
BEIS Interest Gross	461.16		
Legal Fee Refund	7,833.24		
Food Standards Refund	29,806.38		
Bank charges Refund	6,185.35		
			45,786.13
<hr/>			
COST OF REALISATIONS			
Official Receiver Debit Balance	5,000.00		
General Fee	6,000.00		
BEIS Banking Fees	330.00		
BEIS BACS Fees	0.45		
Sec of State Fees	4.89		
Specific Bond	140.00		
Liquidators Fees	33,595.07		
Official Receiver Collection Fee	225.00		
Transcription services	129.98		
Corporation Tax	92.24		
Travel	19.00		
Stationery & Postage	170.00		
Statutory Advertising	79.50		
			(45,786.13)
<hr/>			
			<u>0.00</u>
<hr/>			
REPRESENTED BY			
			<u>NIL</u>
			<u>NIL</u>



BML Realisations 2016 Limited (formerly known as Bernard Matthews Limited) (in

Joint liquidators' final account

30 July 2021



Contents

1.	Glossary	1
2.	Notice	2
3.	Introduction and statutory information	3
4.	Realisation of assets	3
5.	Investigations	4
6.	Creditors	4
7.	Liquidators' remuneration	5
8.	Liquidation expenses	6
9.	Reconciliation with the Insolvency Services' Account	8
10.	Privacy and Data Protection	8
11.	Creditors' rights	8
12.	Conclusion	9

Appendices

I	Receipts and payments account	11
II	Time analysis for the period	13
III	Cumulative time analysis	14
IV	Staffing, charging, subcontractor and adviser policies and charge out rates	16



1. Glossary

Abbreviation	Description
the Company	BML Realisations 2016 Limited (formerly known as Bernard Matthews Limited)
the liquidators/joint liquidators	Adam Henry Stephens and Finbarr Thomas O'Connell
SIP	Statement of Insolvency Practice (England & Wales)
IR16	Insolvency (England and Wales) Rules 2016 If preceded by R this denotes a rule number
SOA	Statement of Affairs
HMRC	HM Revenue & Customs

2. Notice

Notice of Final Account under R7.71 of the Insolvency (England and Wales) Rules 2016

This report is the final account that the joint liquidators are required to produce as

- a) The Company's affairs are fully wound up;
- b) Creditors have the right to request further information from the joint liquidators;
- c) Creditors have the right to challenge the joint liquidators' remuneration and expenses;
- d) A creditor may object to the joint liquidators' release by giving notice in writing to them before the end of the prescribed period;
- e) The prescribed period is the later of 27 September 2021, being eight weeks from delivery of this notice and final account, or a date to be determined in the event that b) or c) above applies;
- f) The joint liquidators will vacate office on delivering to the Registrar of Companies this notice and final account together with a notice whether any creditor has objected to their release (if applicable); and
- g) The joint liquidators will be released at the same time as vacating office unless any of the Company's creditors objected

3. Introduction and statutory information

This report provides an account of the liquidators' administration since the last progress report and a summary of the outcome of the liquidation of the Company. It should be read in conjunction with any previous reports. By way of reminder, we, Adam Henry Stephens and Finbarr Thomas O'Connell, both of Smith & Williamson LLP, 25 Moorgate, London EC2R 6AY, were appointed liquidators of the Company on 19 September 2017 following exit from administration. The winding up order was made on 19 September 2017 under court reference number 5893 of 2016.

The Company's registered office is now 25 Moorgate, London EC2R 6AY and its registered number is 0625299.

The liquidation commenced on 19 September 2017 with nil estimated assets and anticipated liabilities of £136,022,101 which, subject to the cost of liquidation, did not give an estimated return to creditors. We confirm no distribution was made to the Company's creditors.

4. Realisation of assets

Attached at Appendix I is our receipts and payments account for the period from 19 September 2020 to 30 July 2021. This account includes cumulative figures for the period from 19 September 2017 to 30 July 2021.

In addition to asset realisations, £461.16 has been received in respect of monies held in the Insolvency Services Account maintained within the Department for Business, Energy & Industrial Strategy.

4.1 Bank charges refund

The liquidators, upon appointment, wrote to the Company's former bank, Barclays, in respect of account charges. We can confirm we received £6,185.35 in respect of Barclay's overcharging bank charges.

4.2 Contribution to costs

The Company's business was sold by the former administrators and the liquidators were contacted by the purchasers to formalise a number of transfers which had not been completely finalised. To become comfortable with the position, the liquidators had to familiarise themselves with the position and the purchasers agreed to contribute £1,500 to cover the costs of this.

As a result, £1,500 was into the liquidation account.

4.3 Food standards refund

Upon appointment, correspondence was received from the Food Standards Agency ("the Agency") concerning a potential refund. As a consequence of discussions with the Agency, we received £29,806.38 into the liquidation estate.

4.4 Legal fee refund and fees

Upon appointment and a review of the Company's position, it was identified that an amount remained outstanding from the purchasers of the Company's real estate and was received by the administrators' lawyers, Reed Smith LLP.

The liquidators received £1,500 from this source and the OR took a 15% fee in identifying this payment.

In addition to the above, the administrators utilised the services of Wells Fargo Capital Finance. A payment of £45,000 was made in respect of the associated legal costs of their services, however this was not fully utilised. A balance of £6,333.24 was received by the liquidators.

5. Investigations

Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors.

The liquidators investigated a number of transactions and rationale relating to the 2013 investment by Rutland Partners. A large review of the Company's electronic records culminated with 3 individuals being interviewed and these individuals were questioned about events and transactions which occurred prior to the Company's insolvency. In addition the liquidators liaised with various key stakeholders to assist with the analysis of the position.

6. Creditors

6.1 Secured creditors

From information received by the administrators of the Company, there are 4 parties who benefit from charges over the Company's assets. At the date of the liquidation, the indebtedness was estimated at £22.3m.

Chargeholder	Ranking	Amount due £m
Wells Fargo	1 st	Nil
Rutland Fund II LLP	2 nd	4.7
The Family	3 rd	0.1
The PPF	4 th	17.5
Total paid		22.3

6.2 Prescribed Part

Insolvency legislation provides for funds to be set aside for the unsecured creditors from any assets subject to a floating charge that was created after 15 September 2003. These funds (the Prescribed Part) are paid to the unsecured creditors and are not available for the chargeholders unless the unsecured creditors have been paid in full.

The Company's net floating charge property is insufficient for the Prescribed Part to apply.

6.3 Preferential creditors

We have not received any claims from preferential creditors as these were dealt with in the administration.

6.4 Unsecured creditors

Notice under Rule 14.36 of IR16

The joint liquidators hereby give notice that they will not be in a position to declare any dividend as the funds realised have been used to cover the costs of winding up, as disclosed in the receipts and payments account.

We received claims totalling £3,125,417 from 23 creditors. Total claims as per the SOA were £134,120,337.

7. Liquidators' remuneration

The creditors approved that the basis of the liquidators' remuneration be fixed by reference to the time properly spent by them and their staff in attending to matters arising in the liquidation, estimated to total £51,970 plus VAT and disbursements.

The liquidators' time costs are:

Period	Total hours hrs	Total cost £	Average hourly rate £/hr	Fees drawn £
19 September 2017 to 18 September 2018	120.75	29,592.25	245.07	-
19 September 2018 to 18 September 2019	60.25	16,124.00	267.62	-
19 September 2019 to 18 September 2020	34.50	9,654.00	279.83	-
19 September 2020 to 30 July 2021	23.98	6,588.11	274.69	33,595.07
Total	239.48	61,958.36	258.72	33,595.07

Attached as Appendix II, is a time analysis which provides details of the activity costs incurred by staff grade during the period of this report in respect of the costs fixed by reference to time properly spent by the liquidators and their staff in attending to matters arising in the liquidation. Details of work carried out in the period are also included in the appendix.

Also attached as Appendix III, is a cumulative time analysis for the period from 19 September 2017 to 30 July 2021 which provides details of the liquidators' time costs since appointment. A total of £33,595.07 has been drawn on account of these costs.

A copy of 'A Creditors' Guide to Liquidators' Fees' is available free of charge upon request or can be downloaded from R3's website at the following address:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/more/29114/page/1/liquidation-a-guide-for-creditors-on-insolvency-practitioner-fees/>

Details of Smith & Williamson LLP's charge out rates and policies in relation to the use of staff are provided at Appendix IV. On a general note, please be aware that the charge out rates are subject to an annual review.

8. Liquidation expenses

8.1 Subcontractors

We have not utilised the services of any subcontractors in this case.

8.2 Professional advisers

We have not used any professional advisers in this case.

8.3 Liquidators' expenses

We have paid and/or incurred the following expenses during the liquidation:

Description	Costs incurred in current period £	Costs paid in current period £	Total costs incurred £	Total costs paid £
Statutory advertising	-	79.50	79.50	79.50
Liquidators' bonds	-	140.00	140.00	140.00
Third party mailing assistance	-	170.00	170.00	170.00
Travel	-	19.00	19.00	19.00
Transcription services	-	-	129.98	129.98
Total		408.50	538.48	538.48

8.4 BEIS and Secretary of State charges

All monies received by the liquidators must be paid into the Insolvency Service's Account. This account is held with a division of the Department for Business, Energy & Industrial Strategy ('BEIS') with National Westminster Bank Plc and is under the control of the Secretary of State. This account attracts charges which are deducted at source and apply in all cases.



Fee type	Current fee £
Banking Fee	22.00
BACS Payment	0.15
Cheque Fee	1.10
CHAPS Payment	10.30
Unclaimed Dividend Fee	25.75

Secretary of State fees:

Realisations	Fees applicable for Winding Up Orders on or after 16 November 2015
Up to £2,500	0%
£2,500.01 to £4,200	75%
£4,200.01 to £5,700	50%
£5,700.01 to £401,700	15%
Charge on further realisations up to £80,000 maximum fees	1%

Type of Fee	Fees applicable for Bankruptcy Petitions presented on or after 21 July 2016
One off 'General Fee' (applied at the start of the appointment)	£6,000.00

Details of the various fees and charges levied in this case are contained within the liquidators' receipts and payment account at Appendix I.

8.5 Policies regarding use of third parties and expense recovery

Appendix IV provides details of Smith & Williamson LLP's policies in relation to the use of subcontractors and professional advisers, and the recovery of expenses.

9. Reconciliation with the Insolvency Services' Account

The funds in respect of the Company's winding up have been banked in the Insolvency Services Account under the control of the Secretary of State. We confirm that the account which we have included in this report has been reconciled with the account held by the Secretary of State.

10. Privacy and Data Protection

As part of our role as joint liquidators, I would advise you that we may need to access and use data relating to individuals. In doing so, we must abide by data protection requirements. Information about the way that we will use and store personal data in relation to insolvency appointments can be found at <https://smithandwilliamson.com/rrsgdpr>. If you are unable to download this, please contact my office and a hard copy will be provided free of charge.

To the extent that you hold any personal data of the Company's data subjects provided to you by the Company or obtained otherwise, you must process such data in accordance with data protection legislation. Please contact Sam Jackson of our office if you believe this applies.

11. Creditors' rights

Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors or otherwise with the court's permission) may request in writing that the liquidators provide further information about their remuneration or expenses which have been itemised in this report.

Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors or otherwise with the court's permission) may within 8 weeks of receipt of this report make an application to court on the grounds that, in all the circumstances, the basis fixed for the liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred (including any paid) by the liquidators, as set out in this report, are excessive.

The above rights apply only to matters which have not been disclosed in previous reports.

Any creditor may object to the release of the joint liquidators by giving notice in writing before the later of 24 September 2021 or the date of any court application to challenge the joint liquidators' remuneration. In these circumstances, the joint liquidators will be obliged to seek their release from the Secretary of State.

On a general note, if you have any comments or concerns in connection with our conduct, please contact Adam Henry Stephens or Finbarr Thomas O'Connell in the first instance. If the matter is not resolved to your satisfaction, you may contact our Head of Legal by writing to 25 Moorgate, London EC2R 6AY or by telephone on 020 7131 4000.

Thereafter, if you wish to take the matter further you may contact the Insolvency Services directly via Insolvency Complaints Gateway. They can be contacted by email, telephone or letter as follows:

i) Email: insolvency.enquiryline@insolvency.gsi.gov.uk

ii) Telephone number: +44 300 678 0015

iii) Postal address: The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds LS11 9DA.


12. Conclusion

This final account will conclude the liquidators' administration of the winding up of the Company.

A creditor may object to the joint liquidators' release by giving notice in writing before the end of a prescribed period which is the later of 8 weeks from receipt of this final account and notice OR when any request has been made for further information relating to remuneration or any application to court is made challenging the joint liquidators' remuneration and, in the latter case, when that request or application is finally determined.

The joint liquidators will vacate office on delivering the final account to the Court and the Registrar of Companies (at the end of the prescribed period).

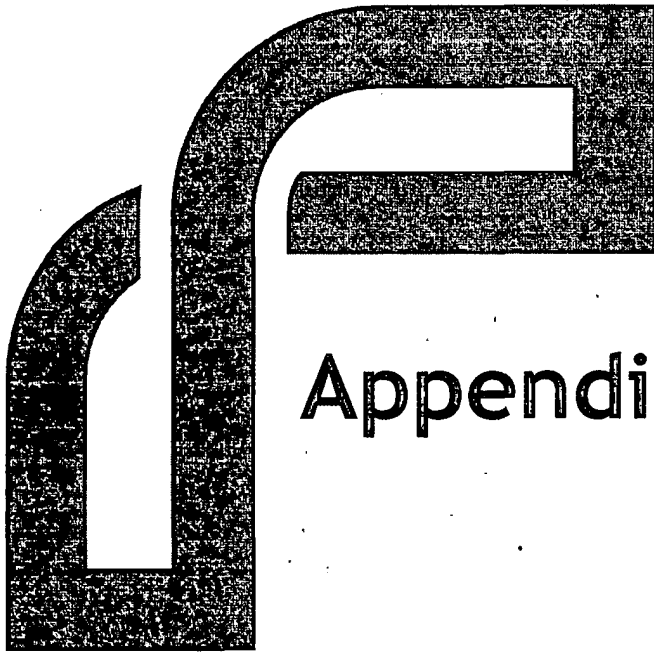
The joint liquidators will be released at the same time as vacating office unless any creditors object, in which case, an application to the Secretary of State is required. The Company will then be dissolved three months after delivering this final account with the Registrar of Companies. We are permitted to destroy, or otherwise dispose of, the Company's books, papers and other records once we have received authority to do so from the Secretary of State.


Adam Stephens (Jul 30, 2021 11:59 GMT+1)

Adam Henry Stephens and Finbarr Thomas O'Connell

Joint Liquidators

Date: 30 July 2021



Appendices

I Receipts and payments account

From 19 September 2020 to 30 July 2021

**BML Realisations 2016 Limited (formerly known as
Bernard Matthews Limited) (In Liquidation)
Joint Liquidators' Summary of Receipts & Payments**

	From 19/09/2020 To 30/07/2021 £	From 19/09/2017 To 30/07/2021 £
ASSET REALISATIONS		
Bank charges Refund	NIL	6,185.35
BEIS Interest Gross	39.80	461.16
Contribution to costs	NIL	1,500.00
Food Standards Refund	NIL	29,806.38
Legal Fee Refund	NIL	7,833.24
	39.80	45,786.13
COST OF REALISATIONS		
BEIS BACS Fees	0.30	0.45
BEIS Banking Fees	88.00	330.00
Corporation Tax	7.96	92.24
General Fee	NIL	6,000.00
Liquidators Fees	33,595.07	33,595.07
Official Receiver Collection Fee	NIL	225.00
Official Receiver Debit Balance	NIL	5,000.00
Sec of State Fees	4.89	4.89
Specific Bond	140.00	140.00
Stationery & Postage	170.00	170.00
Statutory Advertising	79.50	79.50
Transcription services	NIL	129.98
Travel	19.00	19.00
	(34,104.72)	(45,786.13)
	(34,064.92)	0.00
REPRESENTED BY		
		NIL

Notes and further information required by SIP 7

- The only payment made to us from outside the estate was the contribution to costs which is detailed at section 4.2 of the final account.
- Details of significant expenses paid are provided in the body of our report.
- Details of payments made to sub-contractors are shown in the body of our report.
- Information concerning the liquidators' remuneration and expenses incurred is provided in the body of our report.
- Information concerning the ability to challenge the liquidators' remuneration and expenses of the liquidation is provided in our report.
- All bank accounts are interest bearing.
- There are no foreign currency holdings.
- All amounts in the receipts and payments account are shown exclusive of any attributable VAT. Where VAT is not recoverable it is shown as irrecoverable VAT.

II Time analysis for the period

From 19 September 2020 to 30 July 2021

BML Realisations 2016 Limited
Breakdown of time spent by Smith & Williamson LLP employees
for the period 19 September 2020 to 30 July 2021

Classification of work function	Hours					Total hours	Time cost	Average hourly rate
	Partner / Director	Associate Directors	Manager / Assistant Manager	Other professional staff	Assistants & support staff			
Administration & planning Case planning, administrative set-up, Appointment notification, Maintenance of records, statutory reporting	0.45	0.08	4.77	15.02	0.00	20.32	£5,476.76	£269.57
Investigations SIP2 review, CDDA reports, Investigating antecedent transactions	0.00	0.00	0.55	2.00	0.00	2.55	£660.00	£258.82
Creditors Communication with creditors, Creditors' claims (Including employees and other preferential creditors)	0.00	0.00	1.12	0.00	0.00	1.12	£451.35	£404.18
Totals	0.45	0.08	6.43	17.02	0.00	23.98	£6,588.11	£274.69

Explanation of major work activities undertaken

The majority of time has been incurred in the administration and planning section. During the period, this has largely involved drafting the annual progress report, maintaining the Company's bank account and ensuring all is concluded to allow for closure.

Further time has been incurred in the investigation section, this specifically relates to obtaining information to ensure no further actions were necessary.

Lastly, time has been incurred in the creditors section, this is time that been spent liaising with the Company's creditors.

III Cumulative time analysis

From 19 September 2017 to 30 July 2021

BML Realisations 2016 Limited (in compulsory liquidation)
Breakdown of time spent by Smith & Williamson LLP employees
for the period 19 September 2017 to 30 July 2021

Classification of work function	Hours				Total hours	Time cost £	Average hourly rate £
	Partner / Director	Associate director	Manager/ Assistant Manager	Other professional staff			
Administration and planning							
Statutory returns, reports & meetings	0.25	0.20	4.20	19.25	23.90	5,246.00	219.50
Initial post-appointment notification letters, including creditors	0.60	0.00	2.70	3.05	6.35	1,483.00	233.54
Cashiering general, including bonding	0.00	0.00	2.95	5.08	8.03	1,688.16	210.15
Job planning, reviews and progression (inc 6 month reviews and planning meetings, checklist & diary)	3.55	1.13	12.73	25.38	42.80	11,578.78	270.53
Post-appointment taxation (VAT, PAYE/NIC, Corp Tax that are not trading related)	0.20	0.00	0.20	1.10	1.50	382.25	254.83
Protection of company records (incl electronic)	0.00	0.00	0.20	0.00	0.20	50.00	250.00
Insurance & general asset protection	0.40	0.00	0.00	0.00	0.40	200.00	500.00
Travelling	0.00	0.70	0.00	0.00	0.70	280.00	400.00
Filing, file and information management	0.00	0.25	0.60	24.90	25.75	4,333.50	168.29
Agents and advisers, general	0.00	0.20	0.00	0.00	0.20	80.00	400.00
Correspondence with joint liquidator	0.00	0.00	0.00	3.00	3.00	480.00	160.00
Filing - Administration and planning	0.45	0.00	0.10	0.00	0.55	250.00	454.55
Director/manager review, approval and signing	0.00	0.25	0.00	0.10	0.35	131.25	375.00
Other	0.00	0.00	0.35	0.00	0.35	87.50	250.00
Investigations							
Directors' correspondence & conduct questionnaires	2.30	0.00	1.00	2.10	5.40	1,945.00	360.19
Creditor & shareholder complaints	0.00	0.20	0.00	0.00	0.20	80.00	400.00
Statutory books and accounting records review	0.00	0.75	0.65	16.70	18.10	3,917.50	216.44
Investigation of legal claims	2.30	2.20	24.23	14.05	42.78	12,431.32	290.56
SIP2 and SIP4 obligations (inc CDDA86 forms)	0.00	0.00	0.00	1.75	1.75	359.75	205.57
Asset tracing (e.g. Land Registry and Company Searches)	0.00	0.70	0.00	3.65	4.35	1,028.25	236.38
Enquiries of advisers	0.85	1.60	1.20	0.00	3.65	1,426.50	390.82
Director/manager review, approval and signing	0.00	2.20	0.00	0.00	2.20	880.00	400.00
Realisation of assets							
Fixed charge Property (land and buildings)	0.90	0.00	1.50	0.00	2.40	825.00	343.75
Debtors subject to invoice discounting/factoring	0.00	0.00	0.00	0.40	0.40	64.00	160.00
Debtors not financed (includes reassigned debtors)	0.00	0.00	0.00	2.10	2.10	436.25	207.74
Other chattel assets	0.00	0.10	0.25	0.00	0.35	102.50	292.86
Cash at Bank	0.60	0.00	0.00	0.00	0.60	300.00	500.00
Sale of business-post completion matters	0.00	0.00	0.80	0.00	0.80	200.00	250.00
Director/manager review, approval and signing	0.00	0.65	0.00	0.00	0.65	260.00	400.00
Other	0.00	0.00	1.90	0.00	1.90	489.00	257.37
Creditors							
Floating charge creditors	0.00	0.00	1.45	0.00	1.45	362.50	250.00
Employees & pension (other) (incl Jobcentre/CSA etc)	3.00	0.00	1.40	0.00	4.40	1,916.00	435.45
Unsecured creditors	1.00	3.30	6.67	2.65	13.62	4,219.85	309.90
Director/manager review, approval and signing	0.00	0.55	0.00	0.00	0.55	220.00	400.00
Case-Specific 1	0.00	1.20	11.95	3.25	16.40	3,994.00	243.54
Case-Specific 3, AML/Compliance							
AML - if done post appointment	0.00	0.00	0.00	1.35	1.35	230.50	170.74
Total	16.40	16.18	77.03	129.87	239.48	£61,958.36	£258.72



Comparison to initial fee estimate

Creditors may recall that our current agreed fee estimate is £51,970 plus VAT and disbursements. Our time costs for the liquidation are higher than anticipated as further work has been incurred confirming the asset position of the Company, which includes our investigations.

A comparison is shown below. Our actual time costs for the current period were £6,588.11, while our cumulative time costs are £61,958.36.

Category	Estimate (£)	Actual (£)	Difference (£)	Reason
Administration & Planning	21,090.00	26,270.44	5,180.44	Time allocated to this category is more than originally estimated as the liquidation was not concluded within the anticipated timeframe and further time was incurred ensuring all matters were in order to close the liquidation.
Investigations	19,725.00	22,068.32	2,343.32	Time allocated to this category is more than originally estimated as a further amount of time was incurred conducting interviews and reviewing the Company's records.
Realisation of Assets	4,335.00	2,676.75	(1,658.25)	Time allocated to this category is less than originally anticipated as we have not had to realise any further assets from legal actions.
Creditors	6,820.00	6,718.35	(101.65)	Time allocated to this category is immaterially different to estimated.
Case specific 1	-	3,994.00	3,994.00	The liquidators have charged time to this code in liaising with a party who conducted a review of the Company prior to its insolvency and also liaising with a party regarding patents.
AML/Compliance	-	230.50	230.50	
Total	51,970.00	61,958.36	9,988.36	

IV Staffing, charging, subcontractor and adviser policies and charge out rates

Introduction

Detailed below are:

- Smith & Williamson LLP's policies in relation to:
 - Staff allocation and the use of subcontractors
 - Professional advisers
 - Expense recovery
- Smith & Williamson LLP's current charge out rates

Staff allocation and the use of subcontractors

Our general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case.

The constitution of the case team will usually consist of a partner and a partner or director or associate director as joint office holders, a manager, and an administrator or assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment. The charge out rate schedule below provides details of all grades of staff and their experience level.

We may use subcontractors to perform work which might ordinarily be carried out by us and our staff where it is cost effective to do so and/or where the specific expertise offered by the subcontractor is required.

Details of any subcontractors' services utilised during the liquidation are set out in the body of this report.

Use of professional advisers

We select professional advisers such as agents and solicitors on the basis of balancing a number of factors including:

- The industry and/or practice area expertise required to perform the required work.
- The complexity and nature of the assignment.
- The availability of resources to meet the critical deadlines in the case.
- The charge out rates or fee structures that would be applicable to the assignment.
- The extent to which we believe that the advisers in question can add best value and service to the assignment.
- The expertise and experience of the service provider;
- The provider holds appropriate regulatory authorisations; and
- The professional and ethical standards applicable to the service provider.

Arrangements will be reviewed periodically to ensure that best value and service continue to be obtained.

External professional advisers are third party entities. The insolvency practitioners and their firm do not have any association with any external provider of services and therefore they do not fall within the definition of an associate as defined in Section 435 of the Insolvency Act 1986 and in Statement of Insolvency Practice 9. Payments to external professional advisers for the services they provide are therefore not a category 2

expense as defined in Statement of Insolvency Practice 9 and therefore do not require prior approval from the committee or creditors.

Expenses

Category 1 expenses do not require approval by creditors. The type of expenses that may be charged as a Category 1 expense to a case generally comprise external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Category 2 expenses do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage.

Since 7 July 2012 Smith & Williamson LLP's policy is to recover only one type of Category 2 expense, namely business mileage at HMRC's approved mileage rates at the relevant time. Current mileage rates are 45p per mile plus 5p per passenger per mile. Prior to 7 July 2012 approval may have been obtained to recover other types of Category 2 expenses.

Details of any Category 2 expenses incurred and/or recovered in the liquidation are set out in the body of this report.

Charge out rates

A schedule of Smith & Williamson LLP's charge out rates was issued to creditors at the time the basis of the liquidators' remuneration was approved.

The rates applicable to this appointment are set out below. Changes to the charge out rates during the liquidation were applied with effect from 1 July 2018, 1 July 2019, 1 July 2020 and 1 July 2021

Smith & Williamson LLP Restructuring & Recovery Services Charge out rates	London office		Regional offices	
	£/hr	£/hr	£/hr	£/hr
	From 1/7/17	From 1/7/18	From 1/7/17	From 1/7/18
Partner / Director (from 1 January 2016)	435-500	450-520	350-375	360-380
Associate Director	390-410	420	295-315	290-320
Managers	250-350	250-365	190-310	225-310
Other professional staff	160-305	170-320	120-180	140-185
Support & secretarial staff	80-170	90	60-135	60-140

Smith & Williamson LLP Restructuring & Recovery Services Charge out rates as at 1 July 2019	London office	Regional offices
	£/hr	£/hr
Partner / Director	470-540	376-432
Associate Director	440	352
Managers	270-380	216-304
Other professional staff	180-380	144-192
Support & secretarial staff	100	80

Smith & Williamson LLP Restructuring & Recovery Services Charge out rates as at 1 July 2020	London office £/hr	Regional offices £/hr
Partner / Director	495-570	396-456
Associate Director	380-465	372
Managers	285-400	228-320
Other professional staff	125-465	152-204
Support & secretarial staff	105	84

Smith & Williamson LLP Restructuring & Recovery Services Charge out rates as at 1 July 2021	London office £/hr	Regional offices £/hr
Partner	590-610	480
Director & Associate Director	395-530	395-415
Managers	290-430	240-335
Other professional staff	130-280	160-215
Support & secretarial staff	100-120	90

Notes

1. Up to 31 July 2020 time is recorded in units representing 3 minutes or multiples thereof. From 1 August 2020 time is recorded in 1 minute units or multiples thereof.
2. It may be necessary to utilise staff from both regional and London offices, subject to the requirements of individual cases.
3. The firm's cashiering function is centralised and London rates apply. Up to 31 January 2021 the cashiering function time is incorporated within "Other professional staff" rates. From 1 February 2021 the cashiering function time is split between "Other professional staff" and "Associate Director".



www.smithandwilliamson.com

Principal offices: London, Belfast, Birmingham, Bristol, Cheltenham, Dublin, Glasgow, Guildford, Jersey, Salisbury and Southampton.

Smith & Williamson LLP is regulated by the Institute of Chartered Accountants in England and Wales for a range of investment business activities. A member of Nexia International. Registered in England at 25 Moorgate, London EC2R 6AY No OC369871.

Nexia Smith & Williamson Audit Limited is registered to carry on audit work and regulated by the Institute of Chartered Accountants in England and Wales for a range of Investment business activities. A member of Nexia International.



Smith & Williamson is a member of Nexia International, a worldwide network of independent accounting and consulting firms.

© Smith & Williamson Holdings Limited 2013