

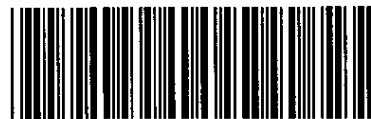
# LIQ03

## Notice of progress report in voluntary winding up



Companies House

TUESDAY



\*A68J2Z57\*

A05

13/06/2017

#350

COMPANIES HOUSE

### 1 Company details

Company number 01427632  
Company name in full Bergen Transport (Holdings) Limited

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

### 2 Liquidator's name

Full forename(s) Steve  
Surname Markey

### 3 Liquidator's address

Building name/number Leonard Curtis  
Street Leonard Curtis House  
Elms Square, Bury New Road  
Post town Whitefield  
County/Region Greater Manchester  
Postcode M457TA  
Country

### 4 Liquidator's name

Full forename(s) Andrew  
Surname Poxon

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

### 5 Liquidator's address

Building name/number Leonard Curtis  
Street Leonard Curtis House  
Elms Square, Bury New Road  
Post town Whitefield  
County/Region Greater Manchester  
Postcode M457TA  
Country

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

LIQ03

Notice of progress report in voluntary winding up

**6 Period of progress report**

From date	d 2 d 0	m 0 m 4	y 2 y 0 y 1 y 6
To date	d 1 d 9	m 0 m 4	y 2 y 0 y 1 y 7

**7 Progress report**

☒ The progress report is attached

**8 Sign and date**

Liquidator's signature

Signature

X



X

Signature date

d 1 d 2	m 0 m 6	y 2 y 0 y 1 y 7
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LIQ03

Notice of progress report in voluntary winding up



**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 **Lauren Fitton**

Company name **Leonard Curtis**

Address **Leonard Curtis House**

**Elms Square, Bury New Road**

**Whitefield**

Post town **Greater Manchester**

County/Region

Postcode **M 4 5 7 T A**

Country

DX

Telephone **0161 413 0930**



**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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**



**LEONARD CURTIS**  
BUSINESS RESCUE & RECOVERY

**Bergen Transport (Holdings) Limited  
(In Members' Voluntary Liquidation)**

**Company Number: 01427632**

**Former Registered Office and Trading Address:**

**c/o Percy Westhead & Co., Greg's Building, 1 Booth Street, Manchester M2 4AD**

**Joint Liquidators' Second Progress Report  
prepared pursuant to Section 92A(1) of the Insolvency Act 1986 (as amended)  
and Rule 18.3 of the Insolvency (England and Wales) Rules 2016**

**12 June 2017**

**Leonard Curtis  
Leonard Curtis House, Elms Square, Bury New Road, Whitefield  
Greater Manchester M45 7TA  
Tel: 0161 413 0930 Fax: 0161 413 0931  
recovery@leonardcurtis.co.uk  
Ref: K/40/LF/NB946D/1010**

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- 3 Receipts and Payments Account
- 4 Payments to Creditors
- 5 Distributions to Members
- 6 Joint Liquidators' Remuneration, Expenses, Disbursements and Members' Rights
- 7 *Other Matters*

**APPENDICES**

- A Final Account of Joint Liquidators' Receipts and Payments from 20 April 2016 to 19 April 2017
- B Summary of Joint Liquidators' Expenses from 20 April 2016 to 19 April 2017
- C Leonard Curtis Policy Regarding Fees, Expenses and Disbursements

**TO ALL MEMBERS AND THE REGISTRAR OF COMPANIES**

**1 INTRODUCTION**

- 1.1 Steve Markey and Andrew Poxon were appointed joint liquidators of Bergen Transport (Holdings) Limited ("the Company") by the members on 20 April 2015.
- 1.2 Steve Markey and Andrew Poxon are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales
- 1.3 There has been no change in office holder since the date of liquidation.
- 1.4 This report provides an update on the conduct of the liquidation for the period from 20 April 2016 to 19 April 2017, as required by Section 92A(1) of the Insolvency Act 1986 (as amended) and Rule 18.3 of the Insolvency (England and Wales) Rules 2016. It shows how the liquidation has been conducted and the Company's property disposed of, the outcome for members and other information that the liquidators are required to disclose and should be read in conjunction with the previous progress report dated 16 June 2016.
- 1.5 All figures are stated net of VAT.

**2 CONDUCT OF THE LIQUIDATION**

- 2.1 The Company's registered office was changed to Leonard Curtis House, Elms Square, Bury New Road, Whitefield, Greater Manchester M45 7TA on 12 May 2015.
- 2.2 No assets have been realised during this period.

**Assets Still to be Realised**

- 2.3 The following assets are still to be realised:

Description	£
S455 Refund	100,037
	<u>103,037</u>

*S455 Refund*

- 2.4 £100,103 has been received from HM Revenue & Customs ("HMRC") in respect of a refund to the Company relating to S455 tax paid, but is not due to be reported on until the next reporting period.

**3 RECEIPTS AND PAYMENTS ACCOUNT**

- 3.1 A summary of the joint liquidators' receipts and payments for the entire period of the liquidation, including the period from 20 April 2016 to 19 April 2017, is attached at Appendix A.

**4 PAYMENTS TO CREDITORS**

- 4.1 As detailed in the declaration of solvency, liabilities were estimated to total £7,703.
- 4.2 A notice for creditors to submit claims was advertised on 1 May 2015.

- 4.3 No trade and expense creditors have been received. As detailed in the last report, HMRC have been paid £102 in respect of PAYE and £441 in respect of corporation tax.

## **5 DISTRIBUTIONS TO MEMBERS**

- 5.1 The Company's share capital consists of 38,750 ordinary £1 shares and distributions to the members have been made as follows:

Date	Dividend	Type	£	£ / Share
20 April 2015	First Interim	Distribution In Specie	1,683,564.000	43.44
4 June 2015	Second Interim	Cash	5,000.00	0.13
			<b><u>1,688,564.00</u></b>	<b><u>43.57</u></b>

## **6 JOINT LIQUIDATORS' REMUNERATION, EXPENSES AND DISBURSEMENTS**

### **Remuneration**

- 6.1 On 20 April 2015, the members resolved that the joint liquidators' remuneration be payable as a set amount of £3,500.
- 6.2 The full amount of £3,500 has been drawn.

### **Expenses**

- 6.3 A summary of the joint liquidators' expenses from 20 April 2016 to 19 April 2017 is attached at Appendix B. To assist members' understanding of this information, it has been separated into the following two categories:
- *Standard Expenses*: this category includes expenses payable by virtue of the nature of the liquidation process and / or payable in order to comply with legal or regulatory requirements.
  - *Case Specific Expenses*: this category includes expenses likely to be payable by the joint liquidators in carrying out their duties in dealing with issues arising in this particular liquidation. Included within this category are costs that are directly referable to the liquidation but are not paid to an independent third party (and which may include an element of allocated costs). These are known as 'category 2 disbursements' and they may not be drawn without creditor approval.
- 6.4 Authority to take category 2 disbursements was approved by members on 20 April 2015.
- 6.5 Attached at Appendix C is additional information in relation to the firm's policy on staffing, the use of subcontractors, disbursements and details of current charge-out rates by staff grade.
- 6.6 No professional advisors, including subcontractors, have been used during the liquidation.
- 6.7 Under Rule 18.9 of the Rules, within 21 days of receipt of this report, members with either at least five per cent of the total voting rights of all the members having the right to vote at general meetings of the Company, or with the permission of the court, may request in writing that the joint liquidators provide further information about their remuneration or expenses which have been itemised in this report.

- 6.8 Under Rule 18.34 of the Rules, members with at least 10 per cent of the total voting rights of all the members having the right to vote at general meetings of the Company, or with the permission of the court, may within eight weeks of receipt of the progress report that first reports the fee basis, the charging of the remuneration or the incurring of the expenses in question, make an application to court on the grounds that, in all the circumstances, the basis fixed for the joint liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the joint liquidators, as set out in the progress report, are excessive.
- 6.9 Unless the court orders otherwise, the costs of the application shall be paid by the applicant and are not payable as an expense of the liquidation.
- 6.10 Further guidance may be found in "A Guide to Liquidators' Fees" which may be downloaded from <http://www.leonardcurtis.co.uk/resources/creditorsguides>. If you would prefer this to be sent to you in hard copy form, please contact Lauren Fitton of this office on 0161 413 0930.

## **7 OTHER MATTERS**

- 7.1 The joint liquidators are bound by the Insolvency Code of Ethics, which can be found at:  
<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>

Yours faithfully

**STEVE MARKEY**  
**JOINT LIQUIDATOR**

Steve Markey and Andrew Poxon are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 14912 and 8620, respectively



## APPENDIX A

## SUMMARY OF JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS FROM 20 APRIL 2016 TO 19 APRIL 2017

	Estimated to Realise	As at 19 April 2016	Movements in the Period	As at 19 April 2017
	£	£	£	£
<b>RECEIPTS</b>				
Book Debts - Trade - DLA	1,683,562.00	1,683,562.00	-	1,683,562.00
Subsidiaries	2.00	2.00	-	2.00
Balance at Bank	5,000.00	15,285.94	-	15,285.94
S455 Refund	100,037.00		-	
HMRC Refund	3,102.00		-	
	<u>1,791,703.00</u>	<u>1,698,849.94</u>	<u>-</u>	<u>1,698,849.94</u>
Bank Interest		3.30	-	3.30
		<u>1,698,856.54</u>	<u>-</u>	<u>1,698,853.24</u>
<b>PAYMENTS</b>				
Joint Liquidator's Remuneration		3,500.00	-	3,500.00
Tax on Bank Interest		-	119.19	119.19
Bank Charges		7.50	7.50	15.00
Client ID Check		5.00	-	5.00
Software Licence		87.00	-	87.00
Bordereau Fee		375.00	-	375.00
Companies House		12.00	-	12.00
Statutory Advertising		253.80	-	253.80
<b>TOTAL COSTS AND CHARGES PAID</b>		<u>4,240.30</u>	<u>126.69</u>	<u>4,366.99</u>
<b>DISTRIBUTIONS</b>				
HMRC - PAYE & NIC		544.44	-	544.44
Distribution in specie and Subsidiaries - 15/05/2016 - 43.44/share		1,683,564.00	-	1,683,564.00
Capital Distribution on 04/6/2015 - 0.12/share		5,000.00	-	5,000.00
Capital Distribution on 28/02/2017 - 5,169.24/share		-	5,169.24	5,169.24
		<u>1,689,108.44</u>	<u>5,169.24</u>	<u>1,694,277.68</u>
<b>BALANCE</b>		<u>5,504.50</u>	<u>(5,295.93)</u>	<u>208.57</u>
<b>MADE UP AS FOLLOWS</b>				
Balance at Bank		5,504.50	(5,295.93)	208.57
VAT Receivable			-	
		<u>5,504.50</u>	<u>(5,295.93)</u>	<u>208.57</u>

## SUMMARY OF JOINT LIQUIDATORS' EXPENSES FROM 20 APRIL 2016 TO 19 APRIL 2017

## Standard Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
AML Checks	Business Tax Centre	Electronic client verification	5.00	-	5.00	-
Bond Fee	AUA Insolvency Services Limited	Insurance bond	375.00	-	375.00	-
Company Searches	Companies House	Extraction of company information from Companies House	12.00	-	12.00	-
Software Licence Fee	Pelstar	Case management system licence fee	87.00	-	87.00	-
Statutory Advertising	Courts Advertising	Advertising	253.80	-	253.80	-
		<b>Total standard expenses</b>	<b>732.80</b>	<b>-</b>	<b>732.80</b>	

## Case Specific Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Bank Charges	Allied Irish Bank	CHAPS Fee	15.00	7.50	15.00	-
Tax on Bank Interest	Allied Irish Bank	Tax on Deposit Interest	119.19	119.19	119.19	-
		<b>Total case specific expenses</b>	<b>134.19</b>	<b>134.19</b>	<b>134.19</b>	<b>-</b>

**LEONARD CURTIS POLICY REGARDING FEES, EXPENSES AND DISBURSEMENTS**

The following Leonard Curtis policy information is considered to be relevant to creditors:

**Staff Allocation and Charge Out Rates**

We take an objective and practical approach to each assignment which includes active director involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case. Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is not charged.

Where it has been agreed by resolution that the office holders' remuneration will be calculated by reference to the time properly given by the office holders and their staff in attending to matters as set out in a fees estimate, then such remuneration will be calculated in units of 6 minutes at the standard hourly rates given below. In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to obtain authority from the appropriate body of creditors that their remuneration on such time shall be charged at the higher complex rate given below.

With effect from 6 January 2014 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis:

6 Jan 2014 onwards	Standard £	Complex £
Director	450	562
Senior Manager	410	512
Manager 1	365	456
Manager 2	320	400
Administrator 1	260	325
Administrator 2	230	287
Administrator 3	210	262
Administrator 4	150	187
Support	0	0

Office holders' remuneration may include costs incurred by the firm's in-house legal team, who may be used for non-contentious matters pertaining to the insolvency appointment.

**Subcontractors**

Where we subcontract out work that could otherwise be carried out by the office holder or his/her staff, this will be drawn to the attention of creditors in any report which incorporates a request for approval of the basis upon which remuneration may be charged. An explanation of why the work has been subcontracted out will also be provided.

**Professional Advisors**

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements.

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

**Expenses**

We are required to provide creditors with an estimate of the expenses we expect to be incurred in respect of an assignment and report back to them on actual expenses incurred and paid in our periodic progress reports. There are two broad categories of expenses: standard expenses and case specific expenses. These are explained in more detail below:

- a) Standard Expenses – this category includes expenses which are payable in order to comply with legal or regulatory requirements and therefore will generally be incurred on every case. They will include:

Type	Description	Amount
AML checks	Electronic client verification in compliance with the Money Laundering Regulations 2007	£5.00 plus VAT per individual

## Bergen Transport (Holdings) Limited – In Members' Voluntary Liquidation

Bond / Bordereau fee	Insurance bond to protect the insolvent entity against and losses suffered as a result of the fraud or dishonesty of the IP	£10.00 to £1,200.00 dependent on value of assets within case																								
Company searches	Extraction of company information from Companies House	£1.00 per document unless document can be accessed via the free service																								
Document hosting	Hosting of documents for creditors	<table> <tr> <th>Type</th><th>100 creds</th><th>Every addtl 10</th></tr> <tr> <td>ADM</td><td>£14.00</td><td>£1.40</td></tr> <tr> <td>CVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>MVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CPL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CVA</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>BKY</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>IVA</td><td>£10 p.a. or £25 for life of case</td><td></td></tr> </table>	Type	100 creds	Every addtl 10	ADM	£14.00	£1.40	CVL	£7.00	£0.70	MVL	£7.00	£0.70	CPL	£7.00	£0.70	CVA	£10.00	£1.00	BKY	£10.00	£1.00	IVA	£10 p.a. or £25 for life of case	
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IVA	£10 p.a. or £25 for life of case																									
Post re-direction	Redirection of post from Company's premises to office-holders' address	0-3 months £160.00 3-6 months £240.00 6-12 months £390.00																								
Software Licence fee	Payable to software provider for use of case management system	£87.00 plus VAT per case																								
Statutory advertising	Advertising of appointment, notice of meetings etc. - London Gazette - Other	£83.02 plus VAT per advert Dependent upon advert and publication																								
Storage costs	Costs of storage of case books and records	£5.07 plus VAT per box per annum plus handling charges 3																								

- b) Case-specific expenses – this category includes expenses (other than office-holders' fees) which are likely to be payable on every case but which will vary depending upon the nature and complexity of the case and the assets to be realised. They will include:

Type	Description	Amount
Agents' fees	Costs of appointed agents in valuing and realising assets	Time costs plus disbursements plus VAT
Debt Collection fees	Costs of appointed debt collectors in realising debts	Generally agreed as a % of realisations plus disbursements plus VAT
Legal fees	Costs of externally appointed solicitors. Will generally comprise advice on validity of appointment, drafting of sale contracts, advice on retention of title issues and advice on any reviewable transactions.	Time costs plus disbursements plus VAT
Other disbursements	See <b>disbursements</b> section below	See <b>disbursements</b> section below

### Disbursements

Included within both of the above categories of expenses are disbursements, being amounts paid firstly by Leonard Curtis on behalf of the insolvent entity and then recovered from the entity at a later stage. These are described as Category 1 and Category 2 disbursements.

- a) Category 1 disbursements: These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses (excl. mileage), and equivalent costs reimbursed to the office holder or his or her staff. Category 1 disbursements may be drawn without prior approval.
- b) Category 2 disbursements: These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage. In the event of charging for category 2 disbursements the following items of expenditure are recharged on this basis and are believed to be in line with the cost of external provision:

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£70.40 per box
Business mileage	45p per mile

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration.