

The Insolvency Act 1986

Administrator's progress report

Name of Company

Burns-Anderson Limited

Company number

02073962

In the
High Court of Justice, Chancery Division, Bristol
District Registry

(full name of court)

Court case number
697 of 2012(a) Insert full
name(s) and
address(es) of
joint administratorsI/We (a)
Nigel Morrison
Grant Thornton UK LLP
Hartwell House
55-61 Victoria Street
Bristol
BS1 6FTAlistair Wardell
Grant Thornton UK LLP
11/13 Penhill Road
Cardiff
South Glamorgan
CF11 9UP

joint administrators of the above company attach a progress report for the period

(b) Insert date

From

(b) 11 November 2015

To

(b) 10 May 2016

Signed

Joint Administrator

Dated

Contact Details:

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form

The contact information that you give will be visible to searchers of the public record

Nigel Morrison
Grant Thornton UK LLP
Hartwell House
55-61 Victoria Street
Bristol
BS1 6FT

DX Number

0117 305 7600
DX Exchange

When you have completed and signed this form, please send it to the Registrar of Companies at -
Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff

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11/06/2016

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COMPANIES HOUSE

SATURDAY



Grant Thornton

Our Ref NZM/ZLC/RJJ/TXA/B01623/
Your Ref

To the creditors

31 May 2016

Dear Sirs

Recovery and Reorganisation

Grant Thornton UK LLP
4 Hardman Square
Spinningfields
Manchester M3 3EB

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Burns-Anderson Limited - In Administration (the Company or BAL) High Court of Justice, Chancery Division, Bristol District Registry No 697 of 2012

1 Introduction

- 1.1 Following my appointment as joint administrator of the above company with Alistair Wardell and Richard White by the directors on 3 July 2012, I now report on the progress of the administration to 10 May 2016 and attach
- Appendix A, Form 2.24B, together with an account of our receipts and payments for the period from 10 November 2015 to 10 May 2016 and also for the whole administration to date
 - Appendix B, a statement of the remuneration charged by the joint administrators in the period 10 November 2015 to 10 May and a statement of expenses incurred in the period
 - Appendix C, an analysis of our time costs as required by Statement of Insolvency Practice 9
 - Appendix D, an extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator (Rule 2.48A)
 - Appendix E, an extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the administrator's remuneration or expenses, if excessive (Rule 2.109)
- 1.2 Please note that we are authorised by the Insolvency Practitioners Association to act as insolvency practitioners
- 1.3 In accordance with paragraph 100(2) of Schedule B1 to the Insolvency Act 1986, the functions of the administrators are to be exercised by any or all of them
- 1.4 In addition to the Company we were also appointed as administrators of the following companies
- Honister Capital Limited (HCL),
 - Sage Financial Services Limited (SFSL),
 - Honister Partners Limited (HPL), and
 - B-A Financial Limited (BAFL)

Chartered Accountants

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- 1 5 The above companies together with BAL are collectively referred to as "the Group" in this report. BAFL is a subsidiary of BAL and HPL, BAL and SFSL are subsidiaries of HCL.
- 1 6 The administrators' proposals for the Company were contained in our report dated 23 August 2012 and were approved at a meeting of creditors held on 10 September 2012. A creditors committee was formed at the meeting.
- 1 7 It was proposed that the administration would end by the Company going into creditors voluntary liquidation, or if no monies were available for unsecured creditors, by the dissolution of the Company.

2 Statutory information

- 2 1 The Company's statutory details are as follows:

Registered number	02073962
Registered office	4 Hardman Square, Spinningfields, Manchester, M3 3EB

3 Progress report

- 3 1 We set out this section under the following key headings:

- i Appointment of professional advisers
- ii Accrued income and continuing collection of commissions
- iii Novation income
- iv Professional indemnity insurance, run off cover and the Financial Services Compensation Scheme
- v Captive
- vi Intra Group debts
- vii Debtors
- viii Recharges of expenses of the administrations

(i) Appointment of professional advisers

- 3 2 The professional advisers appointed remain the same for this Company as in our proposals, other than the appointment of FTI Consulting, a firm with expertise in the valuation of financial services business and Bedell Cristin an offshore law firm with expertise in Guernsey law.

(ii) Accrued income and continued collection of commissions

- 3 3 MacRobins Limited (MRP), to whom the administrators sold the Company's right title and interest in its trail commission on 27 July 2012, continue to liaise with product providers to ensure that commissions due to the Company are collected.

- 3 4 As previously advised, the company's licence for the information system used by MacRobins (and previously by the company) to allocate commission income between Active Advisers and Orphan income came to an end on 30 April 2015
- 3 5 We received Active Advisor Income of £583,022 and Orphan income of £327,416 in the period from our appointment to 30 April 2015
- 3 6 Total commission income (not analysed between Orphan and Active Advisor) since 30 April 2015 amounts to £287,597 Of this £137,232 was received since 11 November 2015 This amount does not include the distribution to 30 April 2016 received on 11 May 2016

(iii) Novation income

- 3 7 As previously reported I agreed to novate the commission income trail to eight BAL advisers for 53% of the recurring fee income as at the date of our appointment The total novation fee income generated amounts to £227,750
- 3 8 The deadline for completing novations (31 December 2014) has now passed and part of the novation income noted above may be refundable in certain circumstances, as set out in the Advisor Novation letter, where a product provider has not completed the novation by either acceding to the novation or following the provider's own procedures
- 3 9 A number of Product Providers are still in the process of novating the commission income trail using their own procedures This process is being actively progressed by MRP with a number of Product Providers such as CoFunds and Friends Life having come on board in the past 9 months
- 3 10 Discussions are on-going with other providers such as AEGON, Scottish Widows and Fidelity The completion of this process, so far as possible, will not only assist the advisers that have novated but also increases the commission income available for the Company

(iv) Professional indemnity insurance, run off cover and the Financial Services Compensation Scheme (FSCS)

- 3 11 As previously reported, it was not possible to put in place Professional Indemnity (PI) run off cover for the post appointment period as the premiums demanded by insurers were too prohibitive
- 3 12 At the date of our appointment there were 118 PI claims against BAL Since then new claims arising have been notified to the FSCS who will pay valid claims up to a certain limit now that they have declared the Company to be in default
- 3 13 As previously advised the Group's primary insurer has presented a number of legal arguments asserting that it is not currently liable for the claims A number of claims in BAL and another group company are being litigated by claimants and I await the outcome of those cases before incurring the cost of considering challenging the position

- 3 14 The FSCS provided us with details of the claims received by them to 2 March 2016, an analysis of the claims received along with claims previously reported by the FSCS (12 September 2015) is shown below

BAL	No claims received		No claims settled		No claims rejected		No claims in progress	
	12/9/15	2/3/16	12/9/15	2/3/16	12/9/15	2/3/16	12/9/15	2/3/16
FSCS PI claims	825	1779	145	315	356	854	324	610

- 3 15 You will see from the table above the FSCS continue to receive Professional Indemnity claims from BAL clients with over 900 claims having been added to the FSCS schedules since 12 September 2015
- 3 16 The total value of claims that have been settled by the FSCS amount to £6,771,858 (£3,423,025 as at 12 September 2015) although the FSCS may have made payments less than this due to the limit cap they apply

(v) Captive

- 3 17 Prior to its insolvency, the Group had established a captive insurance cell (the Captive) in Guernsey to self-insure the excess layer of insurance imposed on the Group by the primary insurer
- 3 18 As previously advised, Lawyers in Guernsey (Bedell Crisun) have provided advice on the position of the Captive
- 3 19 It has now been agreed that the surplus funds held by the Captive will be repatriated to the Group following the commutation of the Captive insurance policies. This will be effected by way of a partial refund of insurance premiums previously paid by the Group. The documentation required is currently being agreed by our lawyers and the Captive. The final sum to be repaid has not yet been established and is dependent on the level of the Captive's closing costs. It is likely that the repatriation of the funds will result in a tax liability. We expect this process to be completed in the next four months

(vi) Intra group debts

- 3 20 The sums owed to BAL from group companies, as shown in the directors' statement of affairs, along with their estimate of the amount that would be realised is set out in the table below

£	Amount owed per statement of affairs	Estimated to realise per Statement of affairs
SFSL - loan balance	800,000	776,000
SFSL - non-loan balance	241,963	234,704
HCL	213,820	45,212
HPL	13,319	4,395
Total	1,269,102	1,060,311

- 3 21 The SFSL loan balance is subject to two loan agreements dated 19 January 2009 and 30 September 2011. The agreements provide that the loan will not be repaid by SFSL until after SFSL's other creditors have been paid in full. It is not anticipated SFSL's unsecured creditors will be paid in full and we therefore do not anticipate any recovery of the loan balance.
- 3 22 However, a dividend is anticipated from SFSL (in respect of the non-loan balance) and HPL. The timing and amounts of these dividends is difficult to predict at present as both companies continue to receive Professional Indemnity claims from clients, thereby increasing unsecured creditors' claims, as well as earning on-going commission income.
- 3 23 A dividend from HCL is less certain and is dependent on HCL receiving a dividend from SFSL sufficient for HCL to pay its preferential creditors in full (£213,000) and make a dividend payment to its unsecured creditors.

(vii) Debtors

- 3 24 As previously reported, the table below shows the debtors of BAL, as included in the statement of affairs lodged at Companies House at £6,249,228.

	£	£
Income accrual due from insurance companies		584,617
Estimate due from advisers re clawback		437,000
Adviser debtor balances		707,781
Complaints debtors		
Mortgage endowment complaints	4,230	
Exceptional complaints	4,189,761	
Other complaints	175,560	
FSCS claim re Keydata complaints	641,993	5,011,544
Sundry other debtors		21,072
Doubtful debt provision		(512,786)
		6,249,228

- 3 25 The income accrual due from insurance companies and the estimate due from advisers relate to clawback claims totalling £1,021,617 and are not capable of being recovered for the reasons given in previous reports.
- 3 26 Adviser debtor balances relate to amounts owed by 210 advisers to BAL at the date of our appointment which totalled £707,781.
- 3 27 In order to pursue these debts further I require information from the PI insurers to finalise any amounts that may be due from the advisers. In many instances the outcome of the insurance claim also needs to be known. I expect that the recovery of these balances will be problematic and potentially subject to offset claims.

3 28 In order to pursue the complaint debtors of £5,011,544 I again need information from insurers in order to pursue the advisers involved. In addition, we need to ascertain the actual amounts that have been paid out on behalf of the Company in respect of each claim. We have been provided with certain further information from the FSCS in respect of claims settled by them. MRP, with our assistance, are analysing this information and investigating the potential recovery of certain of these balances.

3 29 To date debtor realisations have amounted to £39,535

(viii) Recharges of the expenses of the administrations

3 30 I have explained in previous reports how costs incurred in HCL, the holding company, were recharged to the other companies in the group. HCL continues to incur costs that need to be recharged.

£	Allocation of costs incurred	Transferred to date	Recovery from MRP	Net paid to 10/5/16	Still to Transfer
SFSL	417,687	395,271	(36,714)	358,556	22,416.34
BAL	216,873	202,650	(23,145)	179,506	14,222.38
HPL	491,273	469,383	(70,028)	399,355	21,889.58
BAFL	5,472	5,472		5,472	-
Total	1,131,304	1,072,776	(129,887)	942,889	58,528

3 31 The table above indicates that total costs of £1,131,304 have been incurred by HCL of which BAL's share is £216,873. BAL had re-imbursed HCL an amount of £202,650 of which £23,145 was recovered from MRP to 10 April 2016 under an agreement to share certain professional costs.

4 Extension of the administration

4 1 As previously reported, an extension was agreed by the Court for a period of two years giving a revised date of 3 July 2016 for the automatic termination of the administration and conversion to creditors voluntary liquidation or, if no monies were available for unsecured creditors, the dissolution of the company.

4 2 In accordance with paragraph 76(2)(a) of Schedule B1 to the Insolvency Act 1986 I am seeking a further extension to the administration of twelve months from the Court prior to moving BAL into creditors voluntary liquidation. This is in order to provide a further twelve months to allow MRP to complete the on-going novation process and thereby maximise the Company's potential commission income. We have been advised by the Financial Conduct Authority (FCA) that BAL's authorisation would be cancelled once it moved into liquidation. BAL is currently authorised but closed for new business, we and MRP believe the loss of FCA authorisation would have a negative impact on the on-going novation process and could result in Product Providers cancelling agencies that haven't already been novated.

5 Outcome for creditors

- 5 1 There are no preferential or secured creditors in BAL
- 5 2 I anticipate that a dividend will be paid to the unsecured creditors of BAL, although I am unable to estimate the timing or quantum of any dividend at this stage largely because the level of unsecured creditor claims is constantly changing as uninsured Professional Indemnity claims continue to be made by clients and the level of on-going commission is difficult to predict
- 5 3 As previously reported, it could be several years before the administrators are in a position to make a distribution to unsecured creditors and this will, to a large extent, be dependent on the FSCS agreeing to crystallise their unsecured claim against the Company in respect of PI claims settled by them

6 Joint administrators' remuneration and expenses

- 6 1 On 21 September 2012 the creditors committee resolved that we draw our remuneration by reference to our time costs. You will note from the SIP 9 table attached at Appendix C that our time costs to date are £560,558 and from the receipts and payments account attached at Appendix A that we have drawn £452,840
- 6 2 Significant time in the period from 11 November 2015 has been spent on
- compliance with statutory requirements
 - dealing with queries raised by novating advisors
 - checking quarterly distribution of commission income and accounting for distributions
 - dealing with queries raised by former clients in respect of Professional Indemnity claims
 - liaising with the FSCS in respect of claims and provision of information in respect of any new claims
 - agreeing with the FSCS access to claim information to assist with debtor realisations
 - dealing with issues arising in respect of the potential commutation of the Captive insurer
 - tax advice in respect of the commutation of the Captive
 - paperwork in respect of any repayments requested by Product Providers
 - allocating expenses and time costs incurred in HCL across the Group
 - liaising with solicitors in respect of PI claims litigated against the company and insurers
 - liaising with solicitors and MRP in respect of an application for an extension to the administration
- 6 3 We have drawn time costs as approved by the creditors' committee in the sum of £452,840 in respect of time costs to 2 July 2015. Fees for the year to 2 July 2015 were capped at £56,000 of which £32,529 was billed in respect of time costs incurred in BAL and £23,471 in respect of time costs incurred in HCL. Further time costs relating to dealing with unsecured creditors of £18,181 did not form part of the capped fee and will be discussed with the creditors' committee separately
- 6 4 Fees capped at £26,000 for both years to 2 July 2016 and 2 July 2017, excluding time costs incurred in agreeing and paying creditors' claims, were also approved by the committee and have not as yet been drawn

- 6 5 In addition we have drawn expenses of £1,774 as indicated in Appendix A and have further expenses to take in due course as set out in Appendix B
- 6 6 Significant time costs have been incurred in HCL due to the management time required with matters that relate to the entire Group. These costs include dealing with employee matters, property matters, IT, storage of records, FSA/FSCS communications, tax investigations, distribution of commission income and dealing with PI claims. The costs have been incurred for the benefit of the subsidiary companies and have not benefitted the administration of HCL. Therefore, these costs need to be recharged to the subsidiary companies by way of a management charge, which is in line with the Group's pre-appointment practice for such costs.
- 6 7 A detailed analysis has been undertaken of our time costs in HCL to 30 April 2016 to re-allocate the time spent in HCL to each of the other Group companies. The table below shows the amounts that have been re-allocated to each company to form the basis of the management charge.

£	Time costs
SFSL	296,961
HPL	336,950
BAL	188,026
	821,937
Time to remain in HCL	219,831
Total	1,041,768


- 6 8 Of the total allocated to BAL of £188,026 above, BAL have paid £129,484 as approved by the creditors' committee.
- 6 9 An analysis of the total time costs of HCL is provided at Appendix C which shows total time costs of £1,044,435 to 10 May 2016. Please note that the table above only includes time costs to 30 April 2016.
- 6 10 Background information regarding the fees of administrators can be found at www.insolvency-practitioners.org.uk (navigate via 'Regulation and Guidance' to 'Creditors Guides to Fees'). Alternatively, we will supply this information by post on request. Time is charged in 6 minute units.

7 Other expenses incurred by the joint administrators

- 7 1 Please refer to Appendix B which shows the expenses incurred and paid in the period.
- 7 2 Legal costs relate to advice that I have received from TLT LLP in relation to the ownership of commission, the sale to MacRobins Limited, the novation offer, the subsequent further documentation required to implement the novation (including liaising with product providers to effect the last part of the novation process), insurance matters and other legal issues as they arise in the administration.

- 73 The administrative expenses relate to heat and light, property expenses, rates, statutory advertising and bank charges

Yours faithfully
for and on behalf of Burns-Anderson Limited



Nigel Morrison
Joint Administrator

The affairs, business and property of Burns-Anderson Limited are being managed by Nigel Morrison, Alistair Wardell and Richard White, appointed as joint administrators on 3 July 2012

Enc

Burns-Anderson Limited - in administration
Summary of receipts and payments
from 3 July 2012 to 10 May 2016

	Statement of Affairs £	From 03-Jul-12 to 10-Nov-15 £	From 11-Nov-15 to 10-May-16 £	Total £
Receipts				
Active Advisor Income		583,022 02	0 00	583,022 02
Novation Income		227,750 02	0 00	227,750 02
Orphan Income		327,416 36	0 00	327,416 36
Commission income		150,365 86	137,231 60	287,597 46
Pre Admin Bank Accounts Suspense		0 00	20 44	20 44
Miscellaneous Income		26,280 43	0 00	26,280 43
Sage - loan	776,000 00	0 00	0 00	0 00
Group Undertakings - HCL	45,212 00	0 00	0 00	0 00
Group Undertakings - HPI	4,395 00	0 00	0 00	0 00
Suspense (MacRobins)	234,704 00	0 00	0 00	0 00
Fixtures & Fittings	5,000 00	0 00	0 00	0 00
Book Debts	6,249,228 00	39,573 01	0 00	39,573 01
Novation Administration Fee		12,031 76	0 00	12,031 76
Corporation Tax Refund	22,625 00	139,839 63	0 00	139,839 63
Cash at Bank	1,785,166 00	1,780,992 29	0 00	1,780,992 29
Accrued income	207,797 00	0 00	0 00	0 00
Misc Float Receipts		60 00	0 00	60 00
Bank/ISA InterestGross		61,907 30	6,851 62	68,758 92
Misc Float Payments		10 00	0 00	10 00
Vat Payable		2,867 49	0 00	2,867 49
HMRC - VAT received/paid		458 39	0 00	458 39
		3,352,574 56	144,103 66	3,496,678 22
Payments				
Heat & Light		1,949 98	0 00	1,949 98
Property Expenses		119 36	0 00	119 36
Postages		104 00	0 00	104 00
Re-imbursment of Honister Capital Ltd		179,505 52	21,891 86	201,397 38
Preparation of S of A		7,500 00	0 00	7,500 00
Administrators Fees - Honister Capital		129,484 00	0 00	129,484 00
Administrators Fees		452,839 96	0 00	452,839 96
Administrators Expenses		1,814 48	0 00	1,814 48
Committee Expenses		494 05	0 00	494 05
VAT irrecoverable		66,653 74	0 00	66,653 74
Legal Fees (1)		170,322 32	2,320 25	172,642 57
Professional Fees		5,514 00	0 00	5,514 00
Corporation Tax		10,951 82	0 00	10,951 82
Storage Costs		9,330 00	4,440 00	13,770 00
Statutory Advertising		153 00	0 00	153 00
Rates		1,162 00	0 00	1,162 00
Insurance of Assets		474 88	0 00	474 88
Bank Charges		1,345 95	121 92	1,467 87
Vat on Purchases		88,825 59	1,342 05	90,167 64
		1,128,544 65	30,116 08	1,158,660 73
Net Receipts/(Payments)		2,224,029 91	113,987 58	2,338,017 49
Made up as follows				
Floating Current Account		7,084 35	108,961 71	116,046 06
Business Reserve (Professional) Account		2,215,137 47	6,833 96	2,221,971 43
Inter-group receivable		1,808 09	(1,808 09)	0 00
		2,224,029 91	113,987 58	2,338,017 49

B Remuneration charged and expenses incurred by the administrators in the period

	Charged/incurred in period 11/11/2015 to 10/05/2016	Cumulative charged/incurred to 10/05/2016	Of which paid to 10/05/2016
	£	£	£
Joint administrators' fees:			
Time costs	16,367	560,558	452,840
HCL Time costs recharge (time analysed to 30 April 2016)	14,891	188,026	129,484
Expenses	0	1,815	1,815
Expenses of the administration:			
Administrative expenses	0	0	4,938
Legal fees	2,320	172,643	172,643
Intra group charges	8,771	216,873	201,397
Preparation of statement of affairs	0	7,500	7,500
Insurance	0	4,75	475
Professional fees	0	5,514	5,514
Committee Expenses	0	494	494
Storage Costs	4,440	13,770	13,770

C SIP 9 information

Introduction

The following information is provided in connection with the administrators' remuneration and disbursements in accordance with SIP 9

Explanation of Grant Thornton UK LLP charging and disbursement recovery policies

Time costs

All partners and staff are charged out at hourly rates appropriate to their grade, as shown on the attached schedule. Details of the hourly charge-out rates are made available to creditors or committees at the time of fixing the basis of our fees. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it

	From 01/07/10	From 01/07/11	From 01/07/12	From 01/07/13	From 01/07/14 to date
	£	£	£	£	£
Partners up to	535	560	580	600	740
Managers up to	405	425	440	455	470
Administrators up to	285	300	310	320	345
Assistants and support staff up to	195	205	210	220	230

Disbursements

Out of pocket expenses are charged at cost and mileage is charged at standard rates. VAT is added to disbursement charges as necessary

Burns-Anderson Limited - in Administration - B30201623 - SIP 9 TIME COST ANALYSIS

Transaction period 03/07/2012 to 10/05/2016

	Partner		Manager		Executive		Administrator		Total	
	Hrs	£/ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£/ Avg Hrly Rate
Administration and Planning	107 18	50,717 40	298 00	117,142 00	163 11	40,638 80	152 42	25,265 50	720 71	233,761 80
Creditors	6 00	2,780 00	294 00	116,329 50	149 10	36,800 00	192 75	31,369 50	641 85	187,289 00
Hiatus period										
Investigations			5 25	2,077 50	2 10	567 00	3 50	603 75	10 85	3 248 25
Pensions	1 50	697 50	1 70	820 00			15	25 50	3 35	1,543 00
Realisation of Assets	10 50	4,897 50	172 50	67,618 50	106 30	27,908 50	10 60	1,838 50	299 90	102,263 00
Taxation			50 75	20,115 50	40 00	11,529 00	4 30	585 50	95 05	32,230 00
Trading					97	223 10			97	223 10
Total	125 18	59,102 40	822 20	324,103 00	461 68	117,684 50	363 72	69,688 25	1,772 68	660,658 15
		472 14		394 19		254 92		164 10		316 22

Total fees billed to date (Time) : £ 582,306

Comprising

Total fees billed to date (Time) HCL . £ 129,484

Total fees billed to date (Time) BAL . £ 452,841

Burns-Anderson Limited - in Administration - B30201623 - SIP 9 TIME COST ANALYSIS

Transaction period 11/11/2015 to 10/05/2016

	Partner		Manager		Executive		Administrator		Total	
	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate	Hrs	£ Avg Hrly Rate
Administration and Planning (incl statutory reporting)	4 10	2,035 00	16 00	6,830 00	3 07	648 05	9 60	1,492 00	32 77	11,005 05
Chargeholders (incl bank reporting)									00	
Corporation Tax			2 65	1 210 00			1 00	120 00	3 65	1,330 00
Hiatus period									00	
Investigations and reports on directors									00	
Legal									00	
PAYE and VAT			40	132 00			10	16 00	10	16 00
Pensions									40	132 00
Preferential creditors									00	
Realisation of Assets Debtors									00	
Realisation of Assets Other			1 40	602 00					1 40	602 00
Realisation of Assets Property plant vehicles etc (incl HP leasing and third party)									00	
Realisation of Assets Stock and WIP (incl ROT)									00	
Sale of business									00	
Trading									00	
Unsecured creditors			4 55	1,831 50	50	125 00	8 90	1,328 00	13 95	3,284 50
Total	4 10	2,035 00	25 00	10,605 50	3 67	773 05	19 60	2,966 00	52 27	16,369 55

Total fees billed to date (Time) : £ 582,306

Comprising

Total fees billed to date (Time) HCL £ 129,484

Total fees billed to date (Time) BAL £ 452,841

Homster Capital Limited - in Administration - H30201345 - SIP 9 TIME COST ANALYSIS

Transaction period 03/07/2012 to 10/05/2016

	Partner			Manager			Executive			Administrator			Total		
	Hrs	£	Avg Hrly Rate	Hrs	£	Avg Hrly Rate	Hrs	£	Avg Hrly Rate	Hrs	£	Avg Hrly Rate	Hrs	£	Avg Hrly Rate
Administration and Planning	161.49	77,040.30	477.06	416.00	166,855.01	401.09	247.66	60,128.55	242.79	498.13	79,159.75	158.91	1,323.28	383,183.61	289.57
Creditors	4.30	1,938.50	450.35	238.70	93,479.25	391.62	189.17	41,181.30	243.43	125.00	18,582.75	148.66	537.17	155,179.80	288.88
Hiatus period															
Investigations				69.45	27,588.50	397.24	13.75	3,654.50	265.78	3.25	575.00	176.92	86.45	31,818.00	368.05
Pensions				101.55	45,702.50	450.05	35	57.75	165.00	4.60	713.00	155.00	106.50	46,473.25	436.37
Realisation of Assets	8.80	4,201.50	477.44	402.70	154,054.00	407.39	222.85	54,142.50	242.85	70.05	11,006.75	157.13	704.50	233,404.75	331.31
Taxation	22.70	15,687.00	691.06	376.40	148,161.00	393.63	90.85	25,829.50	284.31	28.75	3,424.00	119.10	518.70	193,101.50	372.28
Trading				1.50	600.00	400.00	2.81	674.30	239.96				4.31	1,274.30	295.66
Total	197.28	98,865.30	501.12	1,606.30	646,440.26	402.44	747.84	185,568.40	248.37	729.78	113,461.25	165.47	3,280.91	1,044,435.21	318.34

Total fees billed to date (Time) HCL : £ 210,462

Total fees billed to date (Time) SFSL : £ 273,384

Total fees billed to date (Time) HPL : £ 312,924

Total fees billed to date (Time) BAL : £ 129,484

D An extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator

Rule 2 48A

- (1) If
 - (a) within 21 days of receipt of a progress report under Rule 2 47 -
 - (i) a secured creditor, or
 - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
 - (b) with the permission of the court upon an application made within that period of 21 days, any unsecured creditor makes a request in writing to the administrator for further information about remuneration or expenses (other than pre-administration costs) set out in a statement required by Rule 2 47(1)(db) or (dc), the administrator must, within 14 days of receipt of the request, comply with paragraph (2)
- (2) The administrator complies with this paragraph by either -
 - (a) providing all of the information asked for, or
 - (b) so far as the administrator considers that
 - (i) the time or cost of preparation of the information would be excessive, or
 - (ii) disclosure of the information would be prejudicial to the conduct of the administration or might reasonably be expected to lead to violence against any person, or
 - (iii) the administrator is subject to an obligation of confidentiality in respect of the information,
 giving reasons for not providing all of the information
- (3) Any creditor, who need not be the same as the creditor who requested further information under paragraph (1), may apply to the court within 21 days of -
 - (a) the giving by the administrator of reasons for not providing all of the information asked for, or
 - (b) the expiry of the 14 days provided for in paragraph (1),
 and the court may make such order as it thinks just
- (4) Without prejudice to the generality of paragraph (3), the order of the court under that paragraph may extend the period of 8 weeks provided for in Rule 2 109(1B) by such further period as the court thinks just

E An extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the administrator's remuneration or expenses if excessive

Rule 2 109

- (1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4)
- (1A) Application may be made on the grounds that -
 - (a) the remuneration charged by the administrator,
 - (b) the basis fixed for the administrator's remuneration under Rule 2 106, or
 - (c) expenses incurred by the administrator,
 is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate
- (1B) The application must, subject to any order of the court under Rule 2 48A(4), be made no later than 8 weeks after receipt by the applicant of the progress report which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- (2) The court may, if it thinks that no cause is shown for a reduction, dismiss it without a hearing but it shall not do so without giving the applicant at least 5 business days' notice, upon receipt of which the applicant may require the court to list the application for a without notice hearing. If the application is not dismissed, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly
- (3) The applicant shall, at least 14 days before the hearing, send to the administrator a notice stating the venue and accompanied by a copy of the application, and of any evidence which the applicant intends to adduce in support of it
- (4) If the court considers the application to be well-founded, it must make one or more of the following orders -
 - (a) an order reducing the amount of remuneration which the administrator was entitled to charge
 - (b) an order fixing the basis of remuneration at a reduced rate or amount
 - (c) an order changing the basis of remuneration
 - (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the administration
 - (e) an order that the administrator or the administrator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify
 and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report
- (5) 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 administration