# Section 94

Return of Final Meeting in a Members' Voluntary Winding Up

Pursuant to Section 94 of the Insolvency Act 1986

To the Registrar of Companies

**S.94** 

Company Number

02456342

Name of Company

Cambridge Paviors Limited

I/We

Lee De'ath, CVR Global LLP, Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD

Richard Toone, CVR Global LLP, New Fetter Place West, 55 Fetter Lane, London, EC4A 1AA

Note The copy account must be authenticated by the written signature(s) of the Liquidator(s)

give notice that a general meeting of the company was duly summoned for 22 September 2016 pursuant to section 94 of the Insolvency Act 1986, for the purpose of having an account (of which a copy is attached) laid before it showing how the winding up of the company has been conducted, and the property of the company has been disposed of and that no quorum was present at the meeting

The meeting was held at Town Wall House, Balkerne Hill, COLCHESTER, CO3 3AD

The winding up covers the period from 9 August 2013 (opening of winding up) to the final meeting (close of winding up)

The outcome of the meeting (including any resolutions passed at the meeting) was as follows

No members were present at the meeting and therefore it was inquorate

Signed

Date 26 September 2016

CVR Global LLP Town Wall House Balkerne Hill Colchester Essex CO3 3AD

Ref CAMB59209/LMD/SMS/JP

THURSDAY



A31 29/09/2016 COMPANIES HOUSE

#87

# Cambridge Paviors Limited (In Liquidation)

# Joint Liquidators' Abstract of Receipts & Payments From 9 August 2013 To 22 September 2016

3	£		S of A £
		ASSET REALISATIONS	
	39,412 00	Book Debts	71,170 00
	137 65	Tax Refund	
	153,046 56	Cash at Bank	154,822 00
	212 83	Bank Interest Gross	•
192,809 04			
		COST OF REALISATIONS	
	2,504 30	Office Holders Fees	
	48 99	Corporation Tax	
	2 20	Stationery & Postage	
	600 00	Accountancy Costs	
	74 50	Statutory Advertising	
(3,229 99)		, , , , , , , , , , , , , , , , , , , ,	
		UNSECURED CREDITORS	
	748 19	Trade & Expense Creditors	(2,303 00)
	100 00	HM Revenue & Customs - CT	<b>(</b> _,,,
	18 20	Statutory Interest	
(866 39)		,	
		DISTRIBUTIONS	
	188,712 66	Ordinary Shareholders	(76 00)
(188,712 66)		, the same of the	( ,
(0.00)			223,613.00

REPRESENTED BY

)

NIL

Lee De'ath

Joint Liquidator

# IN THE MATTER OF

# **CAMBRIDGE PAVIORS LIMITED – IN LIQUIDATION**

("THE COMPANY")

**COMPANY NO: 02456342** 

# FINAL REPORT OF THE JOINT LIQUIDATORS

**PURSUANT TO SECTION 94** 

OF THE INSOLVENCY ACT 1986 (AS AMENDED)

**CVR Global LLP** 

Town Wall House Balkerne Hill Colchester Essex CO3 3AD

Telephone Number: 01206 217900 Fax Number: 01206 580 230

E Mail: jpurser@cvr.global

# CAMBRIDGE PAVIORS LIMITED - IN LIQUIDATION

# TABLE OF CONTENTS

	Page
Introduction	1
Background	1
Receipts and Payments Account	1
Asset Realisations	1 - 2
Claims Settled	2 - 3
Distributions	3
Costs of Realisation	4
Joint Liquidators' Remuneration and Disbursements	4 - 5
Charge Out Rates	5
Right to Request Further Information	5
Final Meeting	6

# APPENDICES

Appendix 1	Receipts & Payments Account
Appendix 2	Summary of Joint Liquidators' Time costs & Disbursements
Appendix 3	Charge-out Rates & Disbursements Recovery Policies
Appendix 4	Extracts of 4.49E and 4.148C of the Insolvency Rules 1986 (as amended)
Appendix 5	Notice of Final Meeting

# **CAMBRIDGE PAVIORS LIMITED - IN LIQUIDATION**

# REPORT OF THE JOINT LIQUIDATORS

# **22 SEPTEMBER 2016**

# INTRODUCTION

I, Lee De'ath, of CVR Global LLP, together with my partner, Richard Toone, were appointed Joint Liquidators of the Company on 9 August 2013

I am now in a position to conclude the Liquidation and, in accordance with Section 94 of the Insolvency Act 1986 (as amended), now submit my final report, which was presented at the final meeting of members

The report presented to the meeting is set out below

# **BACKGROUND**

At a meeting of the Company's directors held on 9 August 2013, it was resolved that the members should be invited to place the Company into Members' Voluntary Liquidation and to appoint my partner Richard Toone and I as Joint Liquidators. On 9 August 2013 at a meeting of the shareholders, resolutions were passed to place the Company into Liquidation and our appointment as Joint Liquidators was confirmed.

This report should be read in conjunction with my previous reports to members dated 26 September 2014 and 24 September 2015, copies of which are available on request

# RECEIPTS AND PAYMENTS ACCOUNT

A copy of the Joint Liquidators' Receipts and Payments account is enclosed

# **ASSET REALISATIONS**

To date, the following assets have been realised, compared with the Declaration of Solvency

	Estimated	Realised
	To Realise	To Date
	£	£
Book Debts	71,170	39,412
Tax Refund	Nil	138
Cash at Bank	154,822	153,046
Bank Interest Gross	Nil	213
Total	225,992	192,809

## **Book Debts**

As reported previously, the director's Declaration of Solvency (which was based on accounts at included book debts totalling £71,170 which included an outstanding director's loan account in the sum of £69,412 and retentions of £1,360

Prior to our appointment, a payment of £30,000 was authorised to the director as compensation for his loss of office. It was agreed that this amount be set off against the outstanding director's loan account. The remaining balance on the loan account being £39,412 has been set off against the director's entitlement under a distribution to the shareholders declared on 28 November 2013 as detailed below

With regard to the outstanding retentions due to the Company, given the level of these debts, confirmation has been received from the shareholders that these amounts should be written off on a commercial basis

## **Tax Refund**

Following submission of the final pre-liquidation tax returns to H M Revenue & Customs ("HMRC") notification was received that an overpayment in the sum of £137 had been made I can report that this overpayment has been refunded by HMRC in full

# Cash at Bank

As detailed in my previous report to shareholders, the Company operated a bank account with Santander Following the processing of the final transactions and closure of this account a total sum of £153,046 has been received by the Joint Liquidators

# **Bank Interest Gross**

Gross bank interest has accrued on the funds held in the Liquidators' bank account in the sum of £213

# **CLAIMS SETTLED**

# **Secured Creditors**

There were no charges registered against the Company at the date of Liquidation

# **Preferential creditors**

There were no preferential creditor claims anticipated and none have been received

## **Prescribed Part**

Pursuant to Section 176A of The Insolvency Act 1986 (as amended), a Prescribed Part of the Company's net assets should be set aside for the benefit of unsecured creditors. This reduces the funds that would otherwise be made available to any secured creditor under Floating Charges created after 15 September 2003.

The Prescribed part will not apply in this case as there are no unsatisfied Qualifying Floating Charge Holders

## **Unsecured Creditors**

As detailed in my previous report to shareholders, Unsecured creditor's claims totalling £6,154 have been received which consist of a claim from Evolve Telecom ("Evolve") in the sum of £748 and a claim from HMRC in the sum of £5,406

I can report that the claim received from Evolve has been agreed and settled in full plus statutory interest of £18

The claim received from HMRC relates to a historic debt in respect of outstanding PAYE dating back to the tax year 1994 / 1995. Further information has been received from HMRC regarding their claim. Following recent correspondence with the shareholders regarding the claim, and in the period covered by this report, the Joint Liquidators formally rejected the claim received from HMRC on the basis that they had failed to supply sufficient evidence to substantiate their claim. HMRC have not raised any appeal in respect of this decision.

# **DISTRIBUTIONS**

# **Shareholders**

The Joint Liquidators have declared and paid two distributions to the shareholders totalling £188,713 being return of £2,483 06 per ordinary £1 share. The details of each distribution paid are as follows

On 27 November 2013 the Joint Liquidators declared and paid a first distribution to the shareholders totalling £180,000 being a return of £2,368 42 per £1 ordinary share. This distribution consisted of a cash distribution of £140,588 with the balance being set off against the balance outstanding on a director's loan account in the sum of £39,412

A second and final distribution totalling £8,712 66 representing a return of £114 64 per ordinary £1 share has been declared and paid to the shareholders

# **COSTS OF REALISATION**

I have incurred the following costs in relation to the liquidation to date

	£
Specific Bond	100
Statutory Advertising	306
Bank Charges	6

# **Other Costs**

# **Accountancy Costs**

Uttridge Accountants have been paid the sum of £600 in connection with the preparation and submission of the pre-liquidation tax returns for the Company. Their remuneration has been agreed on the basis of their standard hourly charge-out rates, plus VAT and disbursements.

Post-Liquidation corporation tax of £49 has been paid to HM Revenue & Customs

# JOINT LIQUIDATORS' REMUNERATION AND DISBURSEMENTS

At the Meeting of Members held on 9 August 2013 it was agreed that the Joint Liquidators be paid on a time cost basis for assistance in the formalities of initiating the process of Liquidation and for dealing with the administration of the Liquidation. This remuneration is based on their firm's time costs. Approval was also given to recovery of category 2 disbursements.

A summary of the Liquidators' time costs, covering the period since my appointment and the period covered by this report, analysed by grade of staff, are attached at Appendix 2

In accordance with the Statement of Insolvency Practice 9 issued by the Association of Business Recovery Professionals and adopted by my professional licensing body, I advise that the overall time spent during the period ended 8 August 2013 (i.e. the period prior to my appointment) and charge out value of that time is 7 70 hours and £1,623 respectively. This equates to an average charge out rate of £210 84

In the period following the commencement of the Liquidation (9 August 2013 to 22 September 2016) the charge out value of that time is 50 50 hours and £9,303 50 respectively. This equates to an average charge out rate of £184 23.

To date, the Joint Liquidators have raised fee invoices totalling £5,750 plus VAT and disbursements in the sum of £332 Of this, fees of £3,250 plus VAT and disbursements have been settled by Durman Stearn Limited as agreed

A Considerable amount of time has been spent on this assignment that was not originally anticipated. Additional time has been spent in preparing two annual reports to the

shareholders, liaising with HMRC in connection with the claim received and obtaining tax clearance

It is anticipated that the balance of funds in hand will be utilised in defraying the final costs of the Liquidation, including my fees detailed above

The work undertaken as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature. They have been assisted by the assignment manager and administrator, together with secretarial staff and cashiers. All personnel were charged directly to the assignment for all of the time relating to the case.

Disbursements represent the reimbursement of expenses incurred on behalf of the assignment. These are outlined in the attached summary of Joint Liquidators' remuneration and disbursements.

# **CHARGE OUT RATES**

In common with other professional firms, our charge out rates increase from time to time over the period of the administration of the case. I enclose an explanation of office holders' charging and disbursement recovery policies for your reference as Appendix 3.

A Guide to Joint Liquidators' Fees, which provides information for members in relation to the remuneration of the Joint Liquidators, can be accessed at the website of the Association of Business Recovery Professionals at http://www.r3.org.uk/index.cfm?page=1210 Alternatively, I can provide you with a copy on written request to my office

I believe this case generally to be of average complexity no exceptional responsibility has to date fallen upon us as Joint Liquidators

# RIGHT TO REQUEST FURTHER INFORMATION

I would draw your attention to Rule 4 49E and Rule 4 148C of the Insolvency Rules 1986 (as amended), the text of which is reproduced at Appendix 4. These Rules set out the circumstances under which members may request further information in relation to the Joint Liquidators' remuneration and expenses and their right to challenge the Joint Liquidators' remuneration and expenses

# **FINAL MEETING**

A copy of the notice convening the final meeting of members is enclosed at appendix 5

# **CONCLUSION**

This report was presented at the final meeting of shareholders

Should you require any further information, in addition to that already given, please contact Julian Purser at this office, on 01206 217900

L M DE'ATH

Joint Liquidator

Licensed to act as an insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

Enc

# Cambridge Paviors Limited (In Liquidation) Joint Liquidators' Summary of Receipts & Payments

Declaration of Solvency £		From 09/08/2015 To 22/09/2016 £	From 09/08/2013 To 22/09/2016 £
	ASSET REALISATIONS		
71,170 00	Book Debts	NIL	39,412 00
71,170 00	Tax Refund	NIL	137 65
154,822 00	Cash at Bank	NIL	153,046 56
134,622 00	Bank Interest Gross	NIL	212 83
	Balik litterest Gross	NIL	192,809 04
	COST OF REALISATIONS		
	Office Holders Fees	2,504 30	2,504 30
	Corporation Tax	NIL	48 99
	Stationery & Postage	2 20	2 20
	Accountancy Costs	NIL	600 00
	Statutory Advertising	74 50	74 50
	J. Color, Francisco	(2,581 00)	(3,229 99
	UNSECURED CREDITORS		
(2,303 00)	Trade & Expense Creditors	NiL	748 19
(-,	HM Revenue & Customs - CT	NIL	100 00
	Statutory Interest	NIL_	18 20
	,	NIL	(866 39
	DISTRIBUTIONS		
(76 00)	Ordinary Shareholders	8,712 66	188,712 <u>6</u> 6
, ,	·	(8,712 66)	(188,712 66
223,613.00		(11,293.66)	(0.00

Lee De'ath Joint Liquidator

NIL

REPRESENTED BY

# **CAMBRIDGE PAVIORS LIMITED MVLP - CAMB59209**

-			Hours				
Classification of work function	Partner / Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost £	Average hourly rate £
Administration & Planning	0 00	1 80			7 50	1,563 50	
Realisation of Assets	0 00	0 20	0 00	0 00	0 20	60 00	300 0
Total Hours	0 00	2 00	5 10	0 60	7 70	1,623 50	210 8
Total fees Claimed	0 00	600 00	939 50	84 00	1,623 50	_	

Category 1 Disbursments	
Type and Purpose	£
Statutory Advertising	232 50
	232 50

# CAMBRIDGE PAVIORS LTD - MVL - CAMB59428

Time and Chargeout Summary for the period 09/08/2013 to 22/09/2016							
			Hours	<del></del>			
Classification of work function	Partner / Director	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost £	Average hourly rate £
Administration & Planning	1 70	2 60	6 90	7 60	18 80	3,374 00	179 47
Realisation of Assets	0 00	1 40	1 00	0.00	2 40	572 00	238.3
Creditors	0 20	0 60	1 50	1 20	3 50	625 00	178 5
Case Specific Matters	0 00	1 90	5 70	0 00	7 60	1,380 00	181 5
Shareholdings	1 00	2 90	13 80	0 50	18 20	3,352 50	184 20
Total Hours	2 90	9 40	28 90	9 30	50 50	9,303 50	184 2:
Total fees Claimed	1,061 00	2,874 00	4,180 50	1,188 00	9,303 50		

Other amounts paid or payable to the office holder's firm or to any party in which the office holder or his firm or any associat has an interest	
ype and Purpose	£
Statutory Advertising	74 50
Specific Bond	100 00
Postage	2 20

## **CVR GLOBAL LLP**

### **CHARGE-OUT RATES AND DISBURSEMENT RECOVERY POLICIES**

### **Charge-out Rates**

In accordance with the provisions of Statement of Insolvency Practice 9 ("SIP 9"), the firm's charge-out rates applicable to this appointment, exclusive of VAT, are as follows

	From 6 January 2016 £ per hour	From 1 January 2015 £ per hour	From 1 August 2013	From 1 August 2011
			£ per hour	£ per hour
Partners / Office Holders	390 - 495	370 - 475	350 - 450	350 - 450
Consultants	390 - 495	370 - 475	350 - 450	350 - 450
Directors	360 - 390	340 - 370	325 - 350	325 - 340
Senior Manager	330 - 360	315 - 340	300 - 325	300 - 315
Managers	300 - 330	295 - 315	280 - 295	280 - 295
Assistant Managers	290 - 310	275 - 295	260 - 280	260 - 275
Senior Executive / Analyst	240 - 275	230 - 265	220 - 250	220 - 250
Executive	155 - 190	150 - 190	135 - 180	125 - 175
Cashier	135 - 185	130 - 175	125 - 165	120 - 160
Secretaries / Support / Junior Analyst	90 - 125	85 - 120	80 - 115	80 - 110

Charge-out rates are normally reviewed annually when rates are adjusted to reflect such matters as inflation, increases in direct wage costs, and changes to indirect costs such as Professional Indemnity Insurance. It is the firm's policy for the cashier's time spent on an assignment to be charged to the case. However, secretarial and office admin support time is charged only in respect of identifiable blocks of time devoted to the case where we consider it to be viable to do so. All time is recorded in 6 minute units.

## Direct expenses ("Category 1 Disbursements")

Category 1 disbursements as defined by SIP 9, which can be specifically identified as relating to the administration of the case, will be charged to the estate at cost, with no uplift. These include but are not limited to such items as advertising our appointment, meetings and requesting claims from creditors, storage in relation to the books and records of the company or individuals and the assignment records, online reporting facilities in relation to the uploading of documents and reports for creditors, bonding and other insurance premiums to protect the estate and its assets, and properly reimbursed expenses incurred by personnel in connection with the case

# Indirect expenses ("Category 2 Disbursements")

It is our normal practice to also charge the following indirect disbursements ("Category 2 Disbursements as defined by SIP 9) to the case, where appropriate

## Circulars to creditors

Plain/headed paper including photocopying	12p per side
Envelopes	12p each
Postage	Actual cost

## **Room Hire**

For the convenience of creditors and to save the cost of booking an outside hotel room, meetings of creditors are occasionally held internally at our offices. Where meetings of creditors are held in one of our internal meeting rooms, a charge of £100 plus VAT may be levied to cover the cost of booking the room.

## Trave

Mileage incurred as a result of any necessary travelling is charged to the estate at the H M Revenue & Customs approved rate, currently 40p per mile

All of the above costs are subject to amendment by the firm at any time and if amended will be notified to creditors with the next circular sent to all creditors

# **Company Searches & Electronic Verification of Identity**

Included in expense and/or disbursements, Company Searches and electronic Verification of Identity include an element of shared costs. Such expenses are of an incidental nature but are generally incurred on each case. In line with the cost of the external provision of such services, a charge of £15 plus VAT is levied to cover the cost of these searches.

### Work involved in the administration of the case

The main work involved relates to realisation of the assets of the company or individual, agreement of claims and payment of dividends or distributions to creditors and where possible members. As part of this work the office holder is required by statute and best practice to undertake work in providing reports, convening meetings and investigating the affairs of the company or indeed individual, prior to the commencement of the insolvency process.

In order to provide an explanation of the work involved by the office holder such work is broadly split into six categories, a narrative explanation of the work involved in each of these is provided below. The office holders' remuneration can be approved on a set fee, percentage or time cost basis, or indeed a combination of these. Where remuneration is requested on a time costs basis, creditors are provided with information regarding time intended to be spent in administering the insolvency process, and in some instances are provided with an overall estimate of the cost. Depending on the type and age of the case, creditors may be contacted to approve an increased estimated cost and will be provided with the reasons for the increase.

## Administration and Planning

Work involved in this category relates mainly to routine and statutory functions. It does not necessarily provide financial benefit to creditors, but ensures that the case is managed and administered in accordance with legislation and in a professional manner. It includes but is not limited to the following areas statutory and general notifications, advertising, filing of statutory forms, case management, cashiering requirements and management of estate funds, general tax and VAT matters, pension matters, general correspondence, case reviews, and reporting

### Investigation

The office holders are required to undertake an investigation in to the affairs of the company or individual prior to the commencement of the insolvency process. In the case of Creditors Voluntary Liquidations and Administrations an office holder is required to submit a report on the conduct of the Directors who were in office in the period three years prior to the commencement of the insolvency process, to the Insolvency Service, in accordance with legislation. Occasionally such investigations identify further potential asset recoveries.

### Accets

This involves work in realising assets of the company or individual, which are known and stated in the statement of affairs it may also include work involved in asset recoveries identified post appointment, which were either unknown or identified during the office holders' investigations

# Creditors

This involves work in dealing with creditor queries and correspondence, including reports and where funds permit agreeing creditor claims and provision of dividends to creditors. This may also involve assisting employees with the calculation of their statutory entitlements and agreeing subsequent claims of employees and of the redundancy payments service and payment of any dividend, should funds allow. The category may also include work in connection with secured creditors, including correspondence and reporting.

# Trading

In some instances it will be necessary to assist in the trading of a business post commencement of an insolvency process Should this be necessary, detailed further information will be provided

# Case specific matters

This category includes areas of work of a specific nature and may include legal matters and preparation of tax returns and payment of tax liabilities

# CVR GLOBAL LLP

# Updated 6 January 2016

CVR GLOBAL is a limited liability partnership registered in England and Wales (NoOC398681) whose registered office is at New Fetter Place West, 55 Fetter Lane, London, EC4A 1AA. The term "partner" denotes a member of a limited liability partnership. A list of members of CVR Global LLP is available at our registered office.

Extracts of 4.49E and 4.148C of The Insolvency Rules 1986 (as amended)

# 4.49E Creditors' and Members' request for further information

4.49E(1) [Duty of Liquidator re remuneration or expenses] If-

- (a) within the period mentioned in paragraph (2)-
  - (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
  - (III) members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company, or
- (b) with the permission of the court upon an application made within that period mentioned in paragraph (2)-
  - (i) any unsecured creditor, or
  - (ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

**4.49E(2)** [Period for compliance with r.4.49E(1)] The period referred to in paragraph (1)(a) and (b) is-

- (a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report which it is required by Rule 4 108, and
- (b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case

**4.49E(3) [How liquidator to comply]** The liquidator complies with this paragraph by either-

(a) providing all the information asked for, or

- (b) so far as the liquidator 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 liquidation or might reasonably be expected to lead to violence against any person, or
  - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information

- **4.49E(4)** [Application to court by creditors and members] Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of-
- (a) the giving by the liquidator 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

- 4.49E(5) [Court may extend period in rr.4.131(1B), 4.148C(2)] Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just
- **4.49E(6)** [Non-application to official receiver] This Rule does not apply where the liquidator is the official receiver

# 4.148C Members' claim that remuneration is excessive

- **4.148C(1)** [Who may apply to the court] Members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company, or any member with the permission of the court, may apply to the court for one or more of the orders in paragraph (6) on the grounds that—
  - (a) the remuneration charged by the liquidator,
  - (b) the basis fixed for the liquidator's remuneration under Rule 4 148A, or
  - (c) expenses incurred by the liquidator,

is or are, in all the circumstances, excessive or, in the case of an application under subparagraph (b), inappropriate

13 ;

- **4.148C(2)** [Time limit for application] Application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or 4 weeks when the liquidator has resigned in accordance with Rule 4 142) after receipt by the applicant of the report or account which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- **4.148C(3)** [Power of court to dismiss application] The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it must not do so unless the applicant has had the opportunity to attend the court for a hearing of which the applicant has been given at least 5 business days' notice but which is without notice to any other party
- **4.148C(4)** [Court to fix venue for hearing] If the application is not dismissed under paragraph (3), the court must fix a venue for it to be heard and give notice to the applicant accordingly
- **4.148C(5)** [Applicant to notify liquidator of venue etc.] The applicant must at least 14 days before the hearing send to the liquidator 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
- **4.148C(6)** [Court order if application well-founded] 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 liquidator 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 liquidation,
  - (e) an order that the liquidator or the liquidator'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

. . . . . .

**4.148C(7)** [Costs of application] Unless the court orders otherwise, the costs of the application must be paid by the applicant and are not payable as an expense of the liquidation

# **Notice to Contributories of Meeting of Contributories**

# Cambridge Paviors Limited - In Liquidation

A Meeting of the Contributories of the above named Company has been summoned by the (a) Joint Liquidators under Section 94 of the Insolvency Act 1986 (as amended) for the purpose of receiving a final account of the Liquidators' acts and dealings and on the conduct of the winding-up

(a) Delete as applicable

(b) Insert relevant section

The meeting will be held as follows -

Date 22 September 2016

Time 11 00AM

Place Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD

A proxy form is enclosed which must be lodged with me no later than 12 noon on 21 September 2016 to entitle you to vote at the meeting

Insert date and time by

which proxy is to be

lodged which should not

be more than 4 days

before the date fixed for

the meeting

Dated

Joint Liquidator

Town Wall House, Balkerne Hill, Colchester, Essex, CO3 3AD

NOTE: Insert any further details which by the nature of the meeting need to be stated