

In accordance with
Rule 6.28 of the
Insolvency (England &
Wales) Rules 2016 and
Section 106(3) of the
Insolvency Act 1986.

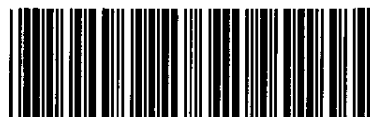
LIQ14

Notice of final account prior to dissolution in CVL



Companies House

THURSDAY



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A11

11/01/2018

#145

COMPANIES HOUSE

1 Company details

Company number 0 2 9 0 2 7 8 6
Company name in full Eco Energy Controls Limited

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

2 Liquidator's name

Full forename(s) Philip
Surname Booth

3 Liquidator's address

Building name/number Coopers House
Street Intake Lane
Post town Ossett
County/Region
Postcode W F 5 0 R G
Country

4 Liquidator's name ①

Full forename(s)
Surname

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

5 Liquidator's address ②

Building name/number
Street
Post town
County/Region
Postcode
Country

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

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6 Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

:

7 Final account

☒ I attach a copy of the final account.

8 Sign and date

Liquidator's signature

Signature

X 

X

Signature date

d

1

d

0

m

0

m

1

y

2

y

0

y

1

y

8

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Notice of final account prior to dissolution in CVL

**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 | Philip Booth |
| Company name | Booth & Co |
| Address | Coopers House Intake Lane |
| Post town | Ossett |
| Country/Region | |
| Postcode | W F 5 0 R G |
| Country | |
| DX | |
| Telephone | 01924 263777 |

**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

**ECO ENERGY CONTROLS LTD
IN CREDITORS VOLUNTARY LIQUIDATION**

**Liquidator's Final Report To Members And Creditors Pursuant To
Section 106 Of The Insolvency Act 1986 For The
Period 22 March 2017 to 10 January 2018**

**Philip Booth
Liquidator**

**Booth & Co
Coopers House
Intake Lane
Ossett
WF5 0RG**

Statutory Information

Company Name: Eco Energy Controls Limited ("the Company")

Company Number: 02902786

Date of Incorporation: 25 February 1994

Principal Activity: Development and supply of central heating controls

Registered Office: Coopers House
Intake Lane
Ossett
WF5 0RG

formerly 33 George Street
Wakefield
WF1 1LX

Trading Address: The Crows Nest Holding
Coton End
Gnosall
Stafford
ST20 0EF

Date of Liquidation: 22 March 2017

Liquidator: Philip Booth

Basis of Remuneration: No resolution was proposed at the meeting of creditors held on 22 March 2017

1. Introduction

- 1.1 I am writing to provide you with my final report on the conduct of the Liquidation for the period from 22 March 2017 to 10 January 2018.
- 1.2 As explained in the Director's Report presented to creditors at the Section 98 Meeting held on 22 March 2017, Samuel Frank Pickstock was the sole director of the Company. In 1995 Mr Pickstock had provided loans amounting to £180,000 which were secured in the form of a debenture giving a fixed and floating charge over the assets of the Company.

2. Receipts

- 2.1 A copy of the Receipts and Payments Account made up to 10 January 2018 is attached.
- 2.2 The Statement of Affairs showed no realisable assets and there have been no realisations during the period of the Liquidation other than the amount of £5,000 received from the Director, as payment towards the costs of the Liquidation.

3. Payments

- 3.1 In accordance with the resolutions passed at the S98 Meeting of Creditors, Booth & Co has received an amount in the sum of £5,000 plus VAT in respect of their fee for assisting the Director with the preparation of the Director's Report and Statement of Affairs and assisting the Director in convening the statutory meetings of members and creditors.
- 3.2 There have been no other payments made over the course of the Liquidation.

4. Secured Creditors

- 4.1 The sum owed to Mr Pickstock, the secured creditor, is £731,960. This amount included interest accrued since 1995. There will be no payment to the secured creditor.

5. Preferential Creditors

- 5.1 There are no preferential creditors in this matter.

6. Unsecured Creditors

- 6.1 Insufficient funds have been realised to enable a dividend to be paid to unsecured creditors and in my letter dated 13 November 2017, creditors were provided with formal notice of no dividend in accordance with Rule 14.37 of the Insolvency (England and Wales) Rules 2016.

7. Directors' Conduct Report & Investigation

- 7.1 As required, I have submitted my confidential report to the Department of Business, Innovation and Skills. I have also carried out my investigations into the conduct of the business.
- 7.2 Pursuant to the provisions of Statement of Insolvency Practice 2, I can advise creditors that my investigations did not reveal any matters which would require me to take further action against any officer of the Company, or any third parties.

8. Liquidator's Remuneration

- 8.1 Realisations have not been sufficient to necessitate a resolution seeking creditors' approval of the basis of the Liquidator's remuneration.
- 8.2 My firm's total time costs amount to £2,153.50 representing 11.40 hours at an average charge out rate of £188.90 per hour. My time costs have been written off as irrecoverable. Appendix A shows a breakdown of these costs.
- 8.3 My firm's disbursements amount to £386, details are provided below. The full amount has been written off as irrecoverable.

| <u>Category 1</u> | £ | <u>Category 2</u> | £ |
|-----------------------------|----------|-----------------------------|----------|
| <u>Disbursements</u> | | <u>Disbursements</u> | |
| Statutory Advertising | 231.00 | Room Hire | 75.00 |
| Insurance Bond | 80.00 | | |
| | <hr/> | | <hr/> |
| | 311.00 | | 75.00 |
| | <hr/> | | <hr/> |

- 8.4 Category 1 disbursements relate to external services provided which are directly attributable to the case. Category 2 disbursements relate to shared or allocated costs which generally relate to internal charges made for items such as document storage, photocopying, room hire and mileage.
- 8.5 Creditor approval is required for Category 2 disbursements to be charged as an expense of the Liquidation in accordance with best practice guidelines as set out in Statement of Insolvency Practice 9.
- 8.6 Pursuant to Rule 18.9 of the Insolvency (England and Wales) Rules 2016, a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (or with the permission of the Court), have a period of twenty-one days from the receipt of this progress report to request (in writing) further information in respect of the Liquidator's remuneration and expenses.
- 8.7 The liquidator has 14 days from receipt of the request to comply with it, but he is treated as complying if: the time or cost of preparation of the information would be excessive; if the disclosure of the information would be prejudicial to the conduct of the liquidator might reasonably be expected to lead to violence against any person; if the liquidator is subject to an obligation of confidentiality in respect of the information, and he writes to the creditor(s) giving reasons for not providing the information requested.
- 8.8 A creditor may also apply to Court within 21 days of receipt of the reasons for not providing the information requested; or upon the expiry of the 14 day period for the liquidator to provide the information.
- 8.9 Pursuant to Rule 18.34 of the Insolvency (England and Wales) Rules 2016, any secured creditor, or any unsecured creditor with the concurrence of at least 10% in value of the creditors, including that creditor (or with the permission of the Court), may make an application to the Court on the grounds that:-
- The remuneration charged by the Liquidator and, or

- The basis fixed for the Liquidator's remuneration and, or
- The expenses incurred by the Liquidator are excessive and, or
- The basis fixed for the liquidator's remuneration is inappropriate

Such an application to the Court must be made within eight weeks of the date of the receipt of the progress report.

- 8.10 Further information about creditors' rights can be obtained by visiting the r3 website where creditors' information published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/> is available.
- 8.11 Further information in respect of the remuneration of Liquidators in a Creditors Voluntary Liquidation may be obtained from the R3 website using the following link: <http://www.r3.org.uk/index.cfm?page=1210>. A copy of this firm's fee policy can be obtained by sending a request to enquiries@boothinsolvency.co.uk.

9. Conclusion

- 9.1 The winding up of the Company is now for all practical purposes complete and I am seeking my release as Liquidator of the Company. Please note that provided no objections to my release are received I shall obtain my release as Liquidator following the delivery of the final notice to the Registrar of Companies.

Yours faithfully



Philip Booth
Liquidator

Eco Energy Controls Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

| Statement of Affairs £ | | From 22/03/2017 To 10/01/2018 £ | From 22/03/2017 To 10/01/2018 £ |
|---------------------------|------------------------------------|---------------------------------------|---------------------------------------|
| | SECURED ASSETS | | |
| NIL | Development Costs | NIL | NIL |
| NIL | Intellectual Property | NIL | NIL |
| | | NIL | NIL |
| | SECURED CREDITORS | | |
| (731,960.00) | Mr S F Pickstock | NIL | NIL |
| | | NIL | NIL |
| | ASSET REALISATIONS | | |
| NIL | Office Equipment | NIL | NIL |
| NIL | Stock | NIL | NIL |
| NIL | Shares & Investments | NIL | NIL |
| | TP Contribution to Costs | 5,000.00 | 5,000.00 |
| | | 5,000.00 | 5,000.00 |
| | COST OF REALISATIONS | | |
| | Preparation of S. of A. | 5,000.00 | 5,000.00 |
| | | (5,000.00) | (5,000.00) |
| | UNSECURED CREDITORS | | |
| (58,152.00) | Trade & Expense Creditors | NIL | NIL |
| (798,406.00) | Shareholder Loans | NIL | NIL |
| (91,143.00) | Director's Loan (Mr S F Pickstock) | NIL | NIL |
| | | NIL | NIL |
| | DISTRIBUTIONS | | |
| (9,365.00) | Ordinary Shareholders | NIL | NIL |
| | | NIL | NIL |
| (1,689,026.00) | | NIL | NIL |
| | REPRESENTED BY | | |
| | | | NIL |



Philip Booth
Liquidator

Time Entry - SIP9 Time & Cost Summary

ECO001 - Eco Energy Controls Limited
 Project Code: POST
 From: 22/03/2017 To: 13/11/2017

| Classification of Work Function | Partner | Manager | Other Senior Professionals | Assistants & Support Staff | Total Hours | Time Cost (£) | Average Hourly Rate (£) |
|------------------------------------|-------------|-------------|----------------------------|----------------------------|--------------|-----------------|-------------------------|
| Admin & Planning | 5.90 | 0.00 | 0.20 | 2.80 | 8.90 | 1,653.50 | 185.79 |
| Case Specific Matters | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Creditors | 0.00 | 0.00 | 0.00 | 0.50 | 0.50 | 50.00 | 100.00 |
| Investigations | 0.70 | 0.00 | 0.00 | 0.00 | 0.70 | 157.50 | 225.00 |
| Realisation of Assets | 1.30 | 0.00 | 0.00 | 0.00 | 1.30 | 292.50 | 225.00 |
| Trading | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Total Hours | 7.90 | 0.00 | 0.20 | 3.30 | 11.40 | 2,153.50 | 188.90 |
| Total Fees Claimed | | | | | | 0.00 | |
| Total Disbursements Claimed | | | | | | 0.00 | |

Creditors' & Members' request for further information

Rule 18.9 of the Insolvency (England and Wales) Rules 2016

1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—

- (a) a secured creditor;
- (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
- (c) 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;
- (d) any unsecured creditor with the permission of the court; or
- (e) any member of the company in a members' voluntary winding up with the permission of the court.

(2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.

(3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—

- (a) providing all of the information requested;
- (b) providing some of the information requested; or
- (c) declining to provide the information requested.

(4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—

- (a) the time or cost of preparation of the information would be excessive; or
- (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
- (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
- (d) the office-holder is subject to an obligation of confidentiality in relation to the information.

(5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.

(6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—

- (a) the office-holder giving reasons for not providing all of the information requested; or
- (b) the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive

Rule 18.34 of the Insolvency (England and Wales) Rules 2016

(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—

- (a) the remuneration charged by the office-holder is in all the circumstances excessive;
- (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
- (c) the expenses incurred by the office-holder are in all the circumstances excessive.

(2) The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—

- (a) a secured creditor,
- (b) an unsecured creditor with either—
 - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
 - (ii) the permission of the court, or
- (c) in a members' voluntary winding up—
 - (i) 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
 - (ii) a member of the company with the permission of the court.

(3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

BOOTH & CO – FEES & DISBURSEMENTS 2017/18

ADDITIONAL INFORMATION IN RELATION TO OFFICE HOLDER'S FEES PURSUANT TO THE PROVISIONS OF STATEMENT OF INSOLVENCY PRACTICE 9

Please find outlined below a schedule of Booth & Co charge out rates:-

| <u>Staff Grade</u> | Rate/Hour £ (From 01/04/15) | Rate/Hour £ (01/07/12 to 31/03/15) |
|--|---------------------------------------|--|
| Insolvency Practitioner (appointment taking) | 225-250 | 210 |
| Senior Manager | 195-210 | 185 |
| Manager | 160-175 | 150 |
| Senior Administrator | 140-155 | 135 |
| Administrator | 115-130 | 100 |
| Cashier/Support | 75-110 | 75 |

The charge out rates are subject to periodic reviews and change. The higher rates referred to above may be applied on more complex matters. If used, creditors will be informed accordingly.

In cases of exceptional complexity, the insolvency practitioner reserves the right to obtain authority from the committee or the creditors that their remuneration shall be fixed as a percentage of the value of the assets which are realised or distributed, or both.

An analysis of time costs incurred will be provided to creditors under the following areas of activity:

- Administration and planning
- Investigations
- Realisation of assets
- Trading
- Creditors
- Any other case-specific matters

Disbursements

There are two types of disbursements; direct disbursements (known as 'Category 1') and indirect disbursements (known as 'Category 2').

i) Category 1

Category one disbursements do not require approval by creditors. Typically, these include external supplies of incidental services specifically identifiable to the case, such as postage, advertising, invoiced travel and external printing, room hire, insolvency bond and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Postage, external room hire and insolvency bond costs are charged out at the actual rate incurred.

ii) Category 2

Category two disbursements do require creditor approval and include elements of shared or allocated costs.

- Photocopying is charged at 15p per copy.
- Internal room hire (only charged for meetings of members, creditors or a creditors' committee) is charged at £75 per hour (minimum charge £75; maximum charge £150).
- Mileage is charged at 45p per mile.
- Internal books and records storage is charged at £6 per box per annum.

Insolvency Guide to Unsecured Creditors

The insolvency trade association, R3, has launched a website, www.creditorinsolvencyguide.co.uk for cases in England and Wales, which is a step-by-step guide to the insolvency process for unsecured creditors, particularly small businesses who are unfamiliar with the insolvency process.

It sets out in straightforward English how creditors can engage in the insolvency process and includes:

- how different insolvency procedures work;
- simple explanations of insolvency terminology,
- useful tips on how to help oversee the running of the insolvency case.

For additional information regarding the remuneration of insolvency practitioners, please use the link <http://www.insolvency-practitioners.org.uk/regulation-and-guidance/england-wales> and click on 'SIP 9'.