

LIQ03

Notice of progress report in voluntary winding up



Companies House

For further information, please
refer to our guidance at

SATURDAY



A23 *A77R2GBC*
09/06/2018 #228
COMPANIES HOUSE
bold black capitals.

1 Company details

Company number 0 3 8 4 1 4 8 3

Company name in full Carerows Limited

2 Liquidator's name

Full forename(s) Stephen

Surname Hunt

3 Liquidator's address

Building name/number Tavistock House South

Street Tavistock Square

Post town London

County/Region

Postcode W C 1 H 9 L 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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Notice of progress report in voluntary winding up

6 Period of progress report

From date	^d 2	^d 7	^m 0	^m 5	^y 2	^y 0	^y 1	^y 7
To date	^d 2	^d 6	^m 0	^m 5	^y 2	^y 0	^y 1	^y 8

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 0	^d 8	^m 0	^m 6	^y 2	^y 0	^y 1	^y 8
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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 **Richard Patrick**

Company name **Griffins**

Address **Tavistock House South**
Tavistock Square

Post town **London**

County/Region

Postcode **W C 1 H 9 L G**

Country

DX

Telephone **020 7554 9600**



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

Carerows Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 27/05/2017 To 26/05/2018 £	From 27/05/2015 To 26/05/2018 £
ASSET REALISATIONS		
Cash at Bank	325.32	325.32
Bank Interest Gross	0.66	6.17
Third Party Funds	NIL	10,000.00
	325.98	10,331.49
COST OF REALISATIONS		
Specific Bond	NIL	72.00
Preparation of S. of A.	NIL	5,000.00
Liquidators Fees	NIL	3,001.47
Agents/Valuers Fees	NIL	200.00
VAT - Irrecoverable	NIL	1,695.25
Statutory Advertising	NIL	274.82
Unidentified expense	NIL	1.97
	NIL	(10,245.51)
UNSECURED CREDITORS		
(5,491.88) Trade & Expense Creditors	NIL	NIL
(27,344.25) Employees	NIL	NIL
(500.00) Director	NIL	NIL
(159,396.00) H M Revenue & Customs - CT	NIL	NIL
(35,422.00) H M Revenue & Customs - PAYE	NIL	NIL
	NIL	NIL
DISTRIBUTIONS		
(100.00) Ordinary Shareholders	NIL	NIL
	NIL	NIL
(228,254.13)	325.98	85.98
REPRESENTED BY		
Bank 1 Current (Interest Bearing)		85.98
		85.98

Note:



Stephen Hunt
Liquidator



**Carerows Limited
In Creditors' Voluntary Liquidation**

**Liquidator's Annual Progress Report to Members and Creditors
for the year ending 26 May 2018**



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- B. Receipts and payments account for the period 27 May 2017 to 26 May 2018, together with an account for the entire period of the liquidation
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- D. Statutory and Creditor Compliance Tasks
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1 Introduction

On, 27 May 2015, Gagen Dulari Sharma ("Mrs Sharma") of Sharma & Co was appointed Liquidator of Carerows Limited ("the company"), a care home provider, at a meeting of creditors.

Following a High Court Order dated 17 June 2016, Mrs Sharma was removed as Liquidator and I was appointed as Liquidator in her place.

In accordance with Rules 18.3 and 18.7 of the Insolvency (England & Wales) Rules 2016, I now provide creditors with an annual progress report which should be read in conjunction with my previous report. Additional information in respect of the company and office holder/s is attached at Appendix A.

2 Receipts and Payments Accounts

An account of my receipts and payments for the period 27 May 2017 to 26 May 2018 is at Appendix B, together with an account for the entire period of the liquidation and a comparison with the amounts recorded in the Statement of Affairs.

The receipts and payments account reflects actual payments made to date rather than accrued unpaid expenses (see Section 8 for total expenses incurred to date).

My specific bond and Land Registry searches have been paid by Griffins and are not shown in the receipts and payments account at Appendix B.

As there are sufficient funds, these expenses will be charged to the estate.

3 Realisation of Assets

Cash at Bank

The sum of £325.32 was realised in the period representing the residual balance on the company's bank account with Lloyds Bank Plc.

Bank Interest Gross

Interest in respect of funds held in the liquidation account of £0.66 has been received.

4 Investigations

Initial Investigations

Upon my appointment I undertook initial investigations in respect of the former office holder and the company to identify potential realisations for the benefit of the estate and to establish what if any further investigations may be required. These included, but were not limited to:



- an initial review of the former office holder's files and electronic records (where available);
- identifying company banking information and documents and undertaking initial enquiries with the company's bankers;
- communication with the company's accountant to ascertain what relevant information is in their possession;
- communication with the company's solicitors in respect of any recent or ongoing legal issues and obtaining the relevant documents;
- identifying any issues arising out of the conduct of the former office holder;
- establishing details of the former director and making initial contact;
- establishing the whereabouts of the company's books and records and obtaining further records where available;
- establishing agents and/or third parties who may have information and records relating to the trading and financial history of the company;
- identifying current and disposed of company assets and property;

Further Investigations

In respect of the issue identified below, I anticipate carrying out or have carried out a number of enquiries which are detailed below. These include, but are not limited to:

- communicating with the company bankers and obtaining all relevant bank records;
- forensic examination of company bank records, including bank statements, bank mandates, copy cheques and any other items of interest;
- communicating with the company accountant and obtaining all relevant company accounting information, including any electronic data, from sources such as Sage or similar accounting software;
- forensic examination of accounting information to establish the financial history of the company and the reasons for its insolvency;
- identifying financial transactions which may lead to recoveries against the former directors of the company and/or third parties;
- interviewing the former director and, where necessary, employees;
- forensic examination of company books and records;
- communication with the director to obtain, where necessary, company books and records, financial records and to complete and return standard questionnaires to assist with investigating the financial and trading history of the company;



- communication with agents and/or third parties to obtain information and records relating to the trading and financial history of the company;
- identifying company assets and property with a view to realising any residual value and/or identifying any disposal of assets by the company at less than the market value;
- strategy meetings and reviews to consider ongoing investigations relating to the financial and trading history of the company and potential recoveries for the estate;
- instructing, as required, solicitors to obtain information and records where cooperation from the former directors and/or other third parties is not forthcoming, if necessary by way of legal proceedings under the Insolvency Act 1986.

Sale of trading premises and repayment of director's loan account

Prior to the company entering liquidation the company's trading premises known as Southside House and Charlton House were sold by the company. The proceeds of the sales were used to repay the former director's loan account which was listed on the last set of accounts for the period ending 31 October 2012 with a value of £194,124.

Solicitors, Ward Hadaway LLP, were instructed to assist in recovering the funds from the former director. However, no responses were received from him and, accordingly my solicitors issued legal proceedings.

My solicitors are now in contact with the former director and his legal representatives and it is hoped that an early settlement can be reached avoiding the need to proceed to trial.

Bond Claim

It is part of my duty as replacement office holder to investigate the conduct of Mrs Sharma and to identify any fraud and dishonesty. I am currently reviewing a claim in this estate and various other estates under the Insolvency Bonds of Mrs Sharma. This matter is ongoing and further funds may be recovered, together with a contribution towards my fees.

5 Statutory and Professional Compliance

I am required to meet a considerable number of statutory and regulatory obligations. This work does not provide a direct financial benefit to creditors but is a necessary requirement of the liquidation process.

Whilst these tasks do not have a direct benefit in enhancing realisations for the insolvent estate, they assist in the efficient and compliant progression of the liquidation. This ensures that my staff and I carry out our work to high professional standards.

In order that creditors can have an informed understanding of these matters, they are listed at Appendix D.



6 Creditors' Communication, Claims and Distributions

I am required, as Liquidator, to undertake certain tasks in relation to creditors' claims. This work does not provide a direct financial benefit to the liquidation estate but is essential to the administration of the case.

In order that creditors can have an informed understanding of these matters, they are also listed at Appendix D.

The current position as regards creditors' claims is detailed below.

Secured Creditors

An examination of the company's mortgage register held by the Registrar of Companies shows that the company has no outstanding charges over its assets.

Preferential Creditors

No preferential claims have been received in the liquidation and none are expected.

Unsecured Creditors

The Statement of Affairs showed unsecured creditors with a total value of £228,154.13.

I have received claims totalling £219,335.31 but I have not adjudicated on any of these claims yet. I am aware of further creditors who have not yet submitted their claims. Their total estimated debts are a further £37,097.

Dividend prospects are presently uncertain.

7 Liquidator's Remuneration

The time my staff and I have recorded as incurred for the period 27 May 2017 to 26 May 2018 totals £30,983.47.

The time my staff and I have recorded as incurred for the entire period of my appointment totals £66,532.36.

The time incurred is recorded in my time analysis report, attached at Appendix C, under the following classifications:

- Administration & Planning
- Creditors
- Investigations
- Legal & Litigation

The report also provides details of the activity costs incurred by staff grade to date, together with details of charge out rates.



It is Griffins' policy to use the most junior grade of staff compatible with the efficient conduct of a matter, in order to ensure that costs to creditors are kept to a minimum. Where investigation work has been undertaken, this will normally be carried out by a senior member of staff and partner. Such investigations are conducted with regard to the level of assets available to fund any further investigations or actions, and the materiality of any matters that have been identified.

As previously reported, I intend to rely on the former office holder's remuneration resolution which was passed at the meeting of creditors held on 27 May 2015. It was approved that the Liquidator's remuneration shall be fixed according to time properly incurred by her and her staff. These fees are to be paid at the Liquidator's discretion, as and when funds are available. The Liquidator's disbursements shall be payable on the basis of the firm's published tariff.

To date, I have not drawn any fees for acting as Liquidator.

Further information regarding remuneration can be found in "A Creditors' Guide to Liquidators' Fees", which is available for download at <http://www.griffins.net/technical/>, together with Griffins policy on chargeout rates and disbursements provided in accordance with the Statement of Insolvency Practice 9. A hard copy can be provided upon request.

In addition, creditors can find more information on the insolvency process at <http://www.creditorinsolvencyguide.co.uk/>.

8 Liquidator's Expenses and Disbursements

'Expenses' are amounts properly payable by the office holder from the estate. These may include, but are not limited to, legal and agents' fees.

'Disbursements' are expenses met by the office holder and reimbursed to the office holder in connection with an insolvency appointment and will fall into two categories, category 1 and category 2.

In accordance with our current policy, no category 2 disbursements have been drawn since my appointment.

The table below details the expenses and category 1 disbursements incurred in the period and these total £13.00.

Payee Name	Nature of Expense Incurred	Amount Incurred and unpaid in previous periods £	Amount Incurred this period £	Amount paid during this period £	Amount Outstanding £
Land Registry*	Land Registry searches	0.00	13.00	13.00	0.00
	TOTAL	0.00	13.00	13.00	0.00

*The above costs has been paid by Griffins and as such is not shown on the enclosed receipts and payments account. This cost, together with other previously paid costs, are to be recharged to the liquidation estate in due course.



I have incurred solicitor's costs during the period but as my solicitors, Ward Hadaway LLP, are acting on a contingency basis and any liability for costs will only crystallise upon a recovery being made. I will report further in due course in respect of any costs paid to my solicitors.

9 Quality of Service, Data Privacy and Code of Ethics

My staff and I endeavour to provide the best possible standards at all times.

Our updated privacy policy explains the measures we take to protect your data and the legal basis for doing so. Please review our updated Privacy Policy on our website: <http://www.griffins.net/data-privacy-notice/>.

I am bound by Code of Ethics for Insolvency Practitioners when carrying out all professional work relating to insolvency appointments. Please refer to Institute of Chartered Accountants in England and Wales website for further details: <https://www.icaew.com/en/membership/regulations-standards-and-guidance/ethics/code-of-ethics-d>.

If you would like to make any comments, suggestions, raise a query or make a complaint about the service you have received, please contact my team manager, Ian Ramsay in the first instance at ian.ramsay@griffins.net. I will provide a response within 21 working days.

10 Creditors' Rights

Creditors are advised that Rule 18.9 of the IR 2016 provides the right to make a request to the Liquidator for further information about remuneration or expenses which have been itemised in this report. Further, Rule 18.34 of the IR 2016, provides creditors with a right to challenge the Liquidator's remuneration and expenses.

Copies of these Rules are attached at Appendix E, for your information.

11 Next Report

I will report again following the next anniversary of the liquidation, or sooner if the administration of the liquidation is complete.


Stephen Hunt
Liquidator

Date: 7 June 2018



Carerows Limited
In Creditors' Voluntary Liquidation

Statutory information



Company information

Company name: Carerows Limited
Trading name: Charlton House & Southside House
Company registration number: 03841483
Nature of business: Care Homes
Registered office: Griffins, Tavistock House South, Tavistock Square, London, WC1H 9LG
Previous registered office: 257 Hagley Road, Birmingham, West Midlands, B16 9NA
Trading address: 21 Walliscote Road, Weston Super Mare, Somerset, BS23 1EB

Liquidator's details

Name: Stephen Hunt
IP number: 9183
Name of firm: Griffins
Firm's address: Tavistock House South, Tavistock Square, London WC1H 9LG
Date of Successor Appointment: 17 June 2016

Former Liquidator's details

Name: Gagen Dulari Sharma
IP number: 9145
Name of firm: Sharma & Co
Firm's address: 257 Hagley Road, Birmingham, West Midlands, B16 9NA
Date of Appointment: 27 May 2015
Date ceased to act: 17 June 2016



Carerows Limited
In Creditors' Voluntary Liquidation

Receipts and payments account for the period 27 May 2017 to 26 May 2018, together
with an account for the entire period of the liquidation



Carerows Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £		From 27/05/2017 To 26/05/2018 £	From 27/05/2015 To 26/05/2018 £
	ASSET REALISATIONS		
	Cash at Bank	325.32	325.32
	Bank Interest Gross	0.66	6.17
	Third Party Funds	NIL	10,000.00
		<u>325.98</u>	<u>10,331.49</u>
	COST OF REALISATIONS		
	Specific Bond	NIL	72.00
	Preparation of S. of A.	NIL	5,000.00
	Liquidators Fees	NIL	3,001.47
	Agents/Valuers Fees	NIL	200.00
	VAT - Irrecoverable	NIL	1,695.25
	Statutory Advertising	NIL	274.82
	Unidentified expense	NIL	1.97
		<u>NIL</u>	<u>(10,245.51)</u>
	UNSECURED CREDITORS		
(5,491.88)	Trade & Expense Creditors	NIL	NIL
(27,344.25)	Employees	NIL	NIL
(500.00)	Director	NIL	NIL
(159,396.00)	H M Revenue & Customs - CT	NIL	NIL
(35,422.00)	H M Revenue & Customs - PAYE	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
(228,254.13)		<u>325.98</u>	<u>85.98</u>
	REPRESENTED BY		
	Bank 1 Current (Interest Bearing)		85.98
			<u>85.98</u>

Note:


 Stephen Hunt
 Liquidator

**Carerows Limited
In Creditors' Voluntary Liquidation**

Griffins' time analysis for the period 27 May 2017 to 26 May 2018, and for the entire period
of the appointment



Time Entry - Detailed SIP9 Time & Cost Summary

CARER01 - Carerows Limited
From: 27/05/2017 To: 26/05/2018
Project Code: POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Administrators	Total Hours	Time Cost (£)	Average Hourly Rate (£)
STATUTORY - Statutory Duties	0.42	1.75	5.08	1.17	7.00	13.25	3,627.06	273.74
Administration & Planning	0.42	1.75	5.08	1.17	7.00	13.25	3,627.06	273.74
INV-FURTH - Further Investigations	1.17	2.67	44.17	0.00	0.00	48.00	16,544.90	344.69
INV-INIT - Initial Investigations	0.00	0.75	0.17	0.00	0.00	0.92	340.40	371.35
Investigations	1.17	3.42	44.33	0.00	0.00	48.92	16,885.30	345.19
LIT-POST - Post-action litigation	0.00	4.25	25.92	0.00	0.00	30.17	10,471.11	347.11
Legal & Litigation	0.00	4.25	25.92	0.00	0.00	30.17	10,471.11	347.11
Total Hours	1.58	9.42	75.33	1.17	7.00	92.33	30,983.47	335.55
Total Fees Claimed							0.00	

Time Entry - Detailed SIP9 Time & Cost Summary

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Administrators	Total Hours	Time Cost (£)	Average Hourly Rate (£)
STATUTORY : Statutory Duties	0.50	2.50	8.67	1.25	13.33	23.83	6,889.97	289.09
Administration & Planning	0.50	2.50	8.67	1.25	13.33	23.83	6,889.97	289.09
CREDITOR: Creditor Related Work	0.00	0.00	0.08	0.00	0.00	0.08	27.92	335.04
Creditors	0.00	0.00	0.08	0.00	0.00	0.08	27.92	335.04
INV-BOND : Bond/PI Claim Investigation	0.00	0.00	0.08	0.00	0.00	0.08	27.92	335.04
INV-FURTH : Further Investigations	1.50	5.75	114.58	0.00	0.00	121.83	41,304.61	339.03
INV-INIT : Initial Investigations	0.33	2.50	2.92	0.00	0.00	14.57	4,867.06	331.84
PARACOST : Parallel Costs	0.00	0.00	8.42	0.00	0.00	8.42	2,737.93	325.30
Investigations	1.83	8.25	126.00	0.00	8.92	145.00	48,937.52	337.50
LIT-POST : Post-action litigation	0.17	4.25	26.25	0.00	0.00	30.67	10,676.95	348.16
Legal & Litigation	0.17	4.25	26.25	0.00	0.00	30.67	10,676.95	348.16
Total Hours	2.50	16.00	161.00	1.25	22.25	199.58	56,532.36	333.36
Total Fees Claimed							0.00	

Carerows Limited
In Creditors' Voluntary Liquidation

Statutory and Creditor Compliance Tasks



Post-Appointment Statutory and Professional Compliance

I am required, as Liquidator, to undertake the following tasks:

- On appointment, set the case up on our insolvency database and maintain and separately record all financial records on the case, including the recording of creditors and employees;
- Notify creditors of my appointment; and advertise the appointment in the Gazette
- Obtain a Specific Penalty bond for a sum equal to the company's assets subject to the statutory provisions. This bond covers any losses to the estate for any possible fraud or dishonesty of the Liquidator whether acting alone or in collusion with one or more persons and/or the fraud and dishonesty of any person committed with the connivance of the Liquidator;
- Convene and hold a meeting of creditors to provide creditors with the opportunity to establish a Liquidation Committee;
- Undertake a one month case review to ensure that all initial statutory matters have been completed, asset realisation and initial investigations commenced;
- Obtain the company's books and records;
- Establish whether the company has an occupational pension scheme.

Annual Statutory and Professional Compliance

In addition to the tasks identified above, each year I am required to undertake the following statutory tasks:

- Prepare and issue an Annual Report to creditors;
- Undertake bi-annual case reviews to ensure that the case is being progressed efficiently and in a timely manner; statutory duties have been undertaken; consider any ethical, money laundering and Bribery Act 2010 issues pertaining to the case and ensure that any identified matters are addressed;
- Submit annual Tax returns to HM Revenue and Customs;
- Maintain the case cash book, by undertaking quarterly reconciliations.

Closing Statutory and Professional Compliance

After concluding all case related matters, I am required to:

- Prepare and submit a letter to HM Revenue and Customs requesting clearance to close the case;
- Reconcile the cash book ready for closure;
- Prepare and issue the Final Account to creditors;
- If the creditors have so resolved, obtain my release from the Secretary of State;



- Retain and store the liquidation records for a minimum of 6 years after the vacation of office.

Tasks in relation to creditors' claims

- Ensure that all creditors' claims are listed with the correct addresses and references and that the amount claimed correlates to the Statement of Affairs;
- Enter proof of debt forms/claims as and when they are received;
- Before paying a dividend, review the level of funds available and ensure that all costs and expenses have been paid in accordance with the rules of priority;
- Assignment of the right to dividend, where notice is given to the office holder by a person entitled to a dividend that he wishes the dividend to be paid to another person;
- Deal with enquires from creditors;
- Adjudicate on claims;
- Declare and pay a dividend, if sufficient funds are available.



**Carerows Limited
In Creditors' Voluntary Liquidation**

Creditors' rights - Rules 18.9 and 18.34 of the Insolvency (England & Wales) Rules 2016



Insolvency (England & Wales) Rules 2016

Rule 18.9

Creditors' and members' requests for further information in administration, winding up and bankruptcy

(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).

Rule 18.34

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

(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").

