

# Liquidator's Progress Report

# S.192

Pursuant to Sections 92A and 104A and 192  
of the Insolvency Act 1986

To the Registrar of Companies

Company Number

03884684

Name of Company

Hunnyhill (Electrical) Limited

£/ We

James William Stares, St Ann's Manor, 6-8 St Ann Street, Salisbury, Wiltshire, SP1 2DN

Rupert Graham Mullins, CityPoint, Temple Gate, Bristol, BS1 6PL

the liquidator(s) of the company attach a copy of ~~my~~ our Progress Report  
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 13/12/2015 to 12/12/2016

Signed



Date

3.1.17

Rothmans Recovery Limited  
St Ann's Manor  
6-8 St Ann Street  
Salisbury  
Wiltshire  
SP1 2DN

Ref W8306/TCF/CB/SL/BRS

WEDNESDAY



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04/01/2017

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COMPANIES HOUSE

**Hunnyhill (Electrical) Limited  
(Creditors Voluntary Liquidation)**

**Joint Liquidators' progress report pursuant to  
Rule 4.49C of the Insolvency Rules 1986**

**Year 4**

**13 December 2015 to 12 December 2016**

# **Hunnyhill (Electrical) Limited**

## **Creditors Voluntary Liquidation**

**Registered Office: St Ann's Manor, 6-8 St Ann Street, Salisbury, Wiltshire, SP1 2DN.**  
**Registered Number. 03884684**

**Joint Liquidators' progress report**  
**Pursuant to section 104A of the Insolvency Act 1986**  
**and rule 4.49C of the Insolvency Rules 1986**

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1      **Introduction**

1 1      Kevin James Wilson Weir, of Rothmans Recovery Limited, St Ann's Manor, 6-8 St Ann Street, Salisbury, Wiltshire, SP1 2DN was appointed Liquidator of the Company on 13 December 2012

1 2      Following a block transfer application issued through the High Court of Justice dated 4 January 2016, myself, James William Stares of Rothmans Recovery Limited, St Ann's Manor, 6-8 St Ann Street, Salisbury, Wiltshire, SP1 2DN and Rupert Graham Mullins of Rothmans Recovery Limited, CityPoint, Temple Gate, Bristol, BS1 6PL were appointment Joint Liquidators. All future correspondence will be issued by myself, James Stares and the day to day running of this case will remain at the Salisbury office

1 3      I am writing pursuant to rule 4.49C of the Insolvency Rules 1986 to submit the Joint Liquidators' progress report for the year ended 12 December 2016. This report should be read in conjunction with the report to creditors dated 17 December 2012, (which included a background to the liquidation and statement of affairs), in addition to the previous progress reports 23 December 2013, 14 January 2015 and 29 January 2016

1 4      This report does not repeat information from prior reports except where relevant

2.      **Progress of Liquidation, including asset realisations**

2 1      Please find attached at Appendix 1 a summary of the Joint Liquidators' receipts and payments account for the year ended 12 December 2016. This is compared to the director's estimated statement of affairs as presented to the first meeting of creditors held on 13 December 2012

2 2      All assets as notified on the director's estimated statement of affairs have been reviewed, as previously advised there will be no recovery

3.      **Other actions since appointment**

3 1      Following a review of the Company's records an initial assessment was made of whether there could be any matters that would lead to any potential recoveries and as to any further investigations that would be appropriate

3 2      The initial assessment included the following work

- completion of a company search - including all directors
- review of statutory books
- review of accounting records
- comparison of accounting records to estimated statement of affairs
- review of any transactions with associated companies or connected persons
- review of any director loan accounts
- review of all information supplied by creditors

3 3      The investigation into the affairs of the Company showed an outstanding director's loan account, this is currently being pursued

4.      **Creditors' claims**

*Secured claim*

4 1      There were no secured creditors who had been granted any charges over the Company's property

*Preferential claims*

4 2      Any preferential creditors would be in respect of employees of the Company for both arrears of wages and holiday pay. No claims have been made in this respect

*Section 176A of the Insolvency Act 1986*

- 4 3 The provision of section 176A of the Act provides for a share of assets for unsecured creditors called the "prescribed part" This applies where a company has granted a floating charge to a creditor after 15 September 2003, however the prescribed part does not apply in this instance due to there being no floating charge granted by the Company

*Unsecured creditors*

- 4 4 The unsecured creditors as shown in the statement of affairs ("SoA") are listed at Appendix 2 and as can be seen not all claims have been received Please be advised that it is not my intention to agree claims at this present time due to the uncertainty as to whether there will be any recovery of monies to enable a distribution to creditors
- 4 5 Attached at Appendix 5 is a proof of debt form to enable creditors to lodge their claim within the liquidation if they have not already submitted a claim and wish to do so
- 4 6 Creditors are reminded that VAT bad debt relief should be claimed in accordance with HM Customs & Excise Notice 700/18 "Relief from VAT on bad debts", where applicable

**5. Dividend prospects**

- 5 1 At this present time it is not none if there will be any recovery in connection with the director's overdrawn loan account and therefore due to the uncertainty I have not enclosed an estimated outcome statement

**6. Investigations**

- 6 1 The director's conduct report was submitted to The Department for Business Innovations & Skills on 14 May 2013 This is a confidential report and I am therefore not able to disclose the contents

**7. Joint Liquidators' remuneration and disbursements**

*Joint Liquidators' remuneration*

- 7 1 The fees in respect of the preparation of the SoA and convening and holding of meetings was agreed in the sum of £3,500, this remains unpaid
- 7 2 Joint Liquidators' fees were agreed under Rule 4 127 and fixed on a time cost basis plus disbursements plus vat. No liquidators' fees have been drawn in respect of remuneration due to insufficient funds
- 7 3 I attach at Appendix 3 an analysis of time costs by work category which shows total hours of 22 10 during the year at a cost of £4,479 50 being an average hourly rate of £202 69 The principal work carried out during the period was in relation to the recovery of outstanding assets and ongoing investigations into the affairs of the Company
- 7 4 Full details of the current charge out rates are as follows

	<i>Rate per hour</i>
	<i>£</i>
Appointment Taker	300 - 320
Managers	190 - 250
Administrators	50 - 190

*Disbursements*

7 5 My firm has not incurred any disbursements during this period

**8 Creditor's rights**

8 1 As a creditor in the Liquidation of the Company, you have the right to request further information under rule 4 49E of the Insolvency Rules 1986 and you have the right to challenge the Liquidator's remuneration and expenses under rule 4 131 Rule 4 49E and rule 4 131 of the Insolvency Rules are attached at Appendix 4 for your information.

**9. Conclusion**

9 1 I shall be continuing the liquidation of the Company in order to continue my investigations into the director's loan account and will report further on the next anniversary of the liquidation unless I am in a position to finalise matters prior to that date

9 2 If you require any further information then please contact this office



James Stares  
Joint Liquidator

**Appendix 1****Hunnyhill (Electrical) Limited  
(Creditors Voluntary Liquidation)****Summary of receipts & payments as at 12 December 2016**

	Statement of Affairs £	From 13/12/12 To 12/12/15 £	From 13/12/15 To 12/12/16 £
<b>Receipts</b>			
Goodwill	Nil	0 00	0 00
Fixtures & fittings	Nil	0 00	0 00
Cash at bank	7,000 00	0 00	0 00
		<u>0 00</u>	<u>0 00</u>
<b>Payments</b>			
		0 00	0 00
		<u>0 00</u>	<u>0 00</u>
<b>Balance in hand</b>		<u>0 00</u>	<u>0 00</u>

**Hunnyhill (Electrical) Limited  
(Creditors Voluntary Liquidation)**

**Schedule of Creditors Claims**

<b>Key</b>	<b>Name</b>	<b>SoA £</b>	<b>Claim £</b>
CH00	HM Revenue & Customs	8,290 79	9,276 00
CH01	HM Revenue & Customs	214,902 00	220,970 61
CI00	ING Lease (UK) Limited	0 00	6,087 93
RP00	Mr Gary Price	7,000 00	0 00
		<u>230,192 79</u>	<u>236,334 54</u>



**Hunnyhill (Electrical) Limited  
(Creditors Voluntary Liquidation)**

**SIP 9 Analysis of Time Costs  
Period: 13 December 2015 to 12 December 2016**

Classification of work function	Principal	Manager	Other senior professionals	Administrative Assistants	Total Hours	Time cost £	Average Hourly Rate
Administration and planning	-	4 00	-	7 20	11 20	2,097 00	187 23
Creditors	-	-	-	0 20	0 20	24 00	120 00
Investigation	-	-	-	1 30	1 30	247 00	190 00
Realisation of assets	-	4 50	-	0 20	4 70	1,152 00	245 11
Trading	-	-	-	-	-	-	-
Total hours	-	8 50	-	8 90	17 40		
Average rate	-	250 00	-	156 74			202 30
Total fees claimed (£)	-	2,125 00	-	1,395 00		3,520 00	

Note hourly rate charged in 6 minute units

Time b/w/d	13,316 50
	<u>16,836 50</u>
Less Billings to 12 December 2016	0 00
Time costs unbilled	<u>16 836 50</u>

**4 49E Creditors' and members' request for further information**

(1) 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 the 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

(2) 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 where 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

(3) The liquidator complies with this paragraph by either—

(a) providing all of 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) 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

(5) 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

(6) This Rule does not apply where the liquidator is the official receiver

**4 131 — Creditors' claim that remuneration is or other expenses are excessive**

(1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the 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 liquidator,

(b) the basis fixed for the liquidator's remuneration under Rule 4 127, or

(c) expenses incurred by the liquidator, 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 4 49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4 108 4 weeks) after receipt by the applicant of the progress report or the draft report under Rule 4 49D, 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 sufficient cause is shown for a reduction, dismiss the application, but it shall not do so unless the applicant has had an opportunity to attend the court for a hearing, of which he has been given at least 5 business days' notice but which is without notice to any other party

If the application is not dismissed under this paragraph, 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 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) 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.

(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

**Proof of Debt – General Form**

<b>Hunnyhill (Electrical) Limited</b>	
1	Name of creditor (If a company please also give company registration number)
2	Address of creditor for correspondence
3	Total amount of claim, including any Value Added Tax and outstanding un-capitalised interest as at the date the company went into liquidation
4	Details of any documents by reference to which the debt can be substantiated (Note There is no need to attach them now but the liquidator may call for any document or evidence to substantiate the claim at his discretion as may the chairman or convenor of any meeting)
5	If amount in 3 above includes outstanding un-capitalised interest please state amount
6	Particulars of how and when debt incurred (If you need more space append a continuation sheet to this form)
7	Particulars of any security held, the value of the security, and the date it was given
8	Particulars of any reservation of title claimed in respect of goods supplied to which the claim relates
9	Signature of creditor or person authorised to act on his behalf
	Name in BLOCK LETTERS
	Position with or in relation to creditor
	Address of person signing (if different from 2 above)
Admitted to vote for	Admitted for dividend for
£	£
Date	Date
Liquidator	Liquidator