

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

For further information, please  
refer to our guidance at  
[www.gov.uk/companieshouse](http://www.gov.uk/companieshouse)

### 1 Company details

Company number 0 5 2 0 8 6 3 4

Company name in full Zimmer U.K. Ltd

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Richard

Surname Barker

### 3 Liquidator's address

Building name/number 1 More London Place

Street

Post town London

County/Region

Postcode S E 1 2 A F

Country United Kingdom

### 4 Liquidator's name ①

Full forename(s) Samantha

Surname Keen

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number 1 More London Place

Street

Post town London

County/Region

Postcode S E 1 2 A F



Country United Kingdom

#### ② Other liquidator

Use this section to tell us about  
another liquidator.

# LIQ03

## Notice of progress report in voluntary winding up

<b>6</b>	<b>Period of progress report</b>																
From date	d	3	d	1	m	0	m	8	y	2	y	0	y	2	y	1	
To date	d	3	d	0	m	0	m	8	y	2	y	0	y	2	y	2	
<b>7</b>	<b>Progress report</b>																
<input checked="" type="checkbox"/> The progress report is attached																	
<b>8</b>	<b>Sign and date</b>																
Liquidator's signature	Signature 																
Signature date	d	1	d	8	m	1	m	0	y	2	y	0	y	2	y	2	

# 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	Lilia Gordon									
Company name	Ernst & Young LLP									
Address	No. 1 Colmore Square									
Post town	Birmingham									
County/Region										
Postcode	B	4		6	H	Q				
Country	United Kingdom									
DX										
Telephone	0121 535 2195									



### 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](http://www.gov.uk/companieshouse) or email [enquiries@companieshouse.gov.uk](mailto: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](http://www.gov.uk/companieshouse)**

TO ALL MEMBERS

18 October 2022

Ref: RB/SJK/LG  
Direct line: 0121 535 2195  
Lilia Gordon

Email: [Lilia.Gordon@parthenon.ey.com](mailto:Lilia.Gordon@parthenon.ey.com)

Dear Sirs

## Zimmer U.K. Ltd (in Members' Voluntary Liquidation) ("the Company")

Samantha Keen and I were appointed as Joint Liquidators of the Company on 31 August 2021. I now write to provide you with our report on the progress of the liquidation for the period from 31 August 2021 to 30 August 2022.

In accordance with the provisions of the Insolvency (England and Wales) Rules 2016 we are required to provide certain information about the Company and the Joint Liquidators. The information can be found in Appendix A of this report. A copy of our receipts and payments account for the period from 31 August 2021 to 30 August 2022 is at Appendix B.

### Progress during the period of the report

#### Assets

As at the date of liquidation, the Company's only asset was an intercompany receivable balance in the sum of £8,750 due from Zimmer Biomet UK Limited. This asset will be distributed to the sole shareholder, ZB UK Group Holdings Limited, upon conclusion of the liquidation.

The Company is the sole shareholder of Biomet Acquisition (in Members' Voluntary Liquidation) ("the Subsidiary"). No return of capital is expected from the Subsidiary as it has been confirmed by the representatives of the Zimmer Inc group that the Subsidiary had no assets as at the date of liquidation. The Subsidiary has an open tax enquiry with HM Revenue & Customs ("HMRC") and the liquidation of the Subsidiary cannot be concluded until the enquiry is resolved.

#### Liabilities

The Company had no known external creditors at the date of liquidation. A notice was placed in the London Gazette for any persons claiming to be creditors of the Company to submit claims by 5 November 2021. No claims were received.

It is customary in a liquidation to seek confirmation from the relevant Crown authorities that they have no claim in respect of corporation tax, VAT, PAYE and National Insurance contributions. No tax clearances have been received to date.

Upon receipt of tax clearances from HMRC and conclusion of the liquidation of the Subsidiary, the Joint Liquidators will proceed with conclusion of the liquidation of the Company.

### Joint Liquidators' remuneration

Our remuneration was fixed on a time-cost basis by a resolution of the members on 31 August 2021.

Details of amounts paid, name of the payor and the relationship between the payor and the Company, are available upon request to the Joint Liquidators at Ernst & Young LLP, 1 More London Place, London, SE1 2AF.

A contractual arrangement exists with a third party in respect of the Joint Liquidators' remuneration and as such there is no recourse to the estate.

### Joint Liquidators' statement of expenses incurred

During the liquidation, we have incurred expenses relating to statutory advertising and statutory bonding which have also been paid by another group company without recourse to the liquidation estate.

### Members' rights to further information about, and challenge, remuneration and expenses

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided in Appendix C.

### Other matters

Should you wish to discuss any matters arising from this report, please do not hesitate to contact Lilia Gordon on the direct line telephone number shown above.

Yours faithfully  
for the Company



Richard Barker  
Joint Liquidator

R Barker and S J Keen are licensed in the United Kingdom to act as Insolvency Practitioners by the Insolvency Practitioners Association.

The Joint Liquidators may act as data controllers of personal data as defined by the UK General Data Protection Regulation (as incorporated in the Data Protection Act 2018), depending upon the specific processing activities undertaken. Ernst & Young LLP and/or the Company may act as a data processor on the instructions of the Joint Liquidators. Personal data will be kept secure and processed only for matters relating to the Joint Liquidators' appointment. The Office Holder Data Privacy Notice can be found at [www.ey.com/uk/officeholderprivacy](http://www.ey.com/uk/officeholderprivacy).

Zimmer U.K. Ltd  
(In Members' Voluntary Liquidation) ("the Company")

Information about the Company and the Joint Liquidators

Registered office address of the Company:	c/o Ernst & Young LLP No. 1 Colmore Square Birmingham B4 6HQ
Registered number:	05208634
Full names of the Joint Liquidators:	Richard Barker and Samantha Keen
Joint Liquidators' address:	c/o Ernst & Young LLP 1 More London Place London SE1 2AF
Telephone number through which the Joint Liquidators can be contacted	0121 535 2195
Date of appointment of the Joint Liquidators:	31 August 2021
Details of any changes of Joint Liquidator:	None

Zimmer U.K. Ltd  
(In Members' Voluntary Liquidation) ("the Company")

Joint Liquidators' receipts and payments account for the period from 31 August 2021 to 30 August 2022

Declaration of Solvency Estimated to Realise Values £		In this Report Period 31 August 2021 to 30 August 2022 £
Receipts		
8,749.91	Intercompany receivable	-
Payments		
8,749.91	Balance at bank at 30 August 2022	-

Notes

1. Receipts and payments are stated net of VAT.
2. The Joint Liquidators' remuneration was fixed on a time-cost basis by a resolution of the members passed on 31 August 2021.

**Members' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 18.9 and 18.34 of the Insolvency (England and Wales) Rules 2016 (as amended)**

**18.9 Creditors' and members' request for further information**

18.9.—(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 or account 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 or account 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).

#### 18.34 Members' claim that remuneration is excessive

18.34.—(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").

Rules 18.9 and 18.34 are reproduced from the Insolvency (England and Wales) Rules 2016, as amended by the Insolvency (England and Wales) (Amendment) Rules 2017, under the terms of Crown Copyright Guidance issued by HMSO