

**TO ALL KNOWN CREDITORS**

Our ref: HA1475/DAE/3B

Your ref

Date: 2 December 2015

When telephoning please ask for.

David Evans

Direct Dial 0116 249 2013

Email: david.e@springfields-uk.com

Dear Sir / Madam

**Halal Monitoring Committee Limited - In Compulsory Liquidation ('the Company')**  
**Leicester County Court No 10 of 2012**  
**Former trading address: 83 Rolleston Street, Leicester LE5 3SD**

I write following the end of the third anniversary of the Liquidation. I detail below my report on the progress of the Liquidation for the period 5 October 2014 to 4 October 2015 ('the period') and it should be read in conjunction with my previous reports to creditors

**1. Company and Liquidator's Details**

Company Name	Halal Monitoring Committee Limited
Company Registered number	05223745
Registered Office	38 De Montfort Street Leicester LE1 7GS
Former Registered Office	83 Rolleston Street, Leicester LE5 3SD
Name of Liquidator	Situl Devji Raithatha, Licensed Insolvency Practitioner of Springfields Business Recovery & Insolvency Ltd 38 De Montfort Street Leicester LE1 7GS

Date of Winding-up Order 30 April 2012

Date of Appointment 5 October 2012



**Directors**

S D Raithatha FCA NIPA FABRP

D R Raikundalia ACCA NIPA MABRP

All office holders are licensed in the United Kingdom to act as insolvency practitioners by the Association of Chartered Certified Accountants

[www.springfields-uk.com](http://www.springfields-uk.com)

Springfields is a trading name of Springfields Business Recovery & Insolvency Limited  
Registered in England & Wales number 4851970  
Registered office 38 De Montfort Street Leicester LE1 7GS

## **2. Receipts and payments & the Liquidator's actions since appointment**

I enclose a summary of my receipts and payments account for the period from 5 October 2014 to 4 October 2015. Please note that the receipts and payments are shown exclusive of VAT.

The receipts and payments are self-explanatory or are explained in previous reports. However, I comment as follows:

### ***Settlement of Liquidator's claims***

In my report to creditors of 2 December 2014 ('the last report'), I stated that a settlement had been agreed regarding certain claims of £95,000. This sum has been paid in full.

Regarding the payments made to the Board of Directors of £79,000, this has been resolved by the production of Affidavits by the directors.

This leaves the VAT registration issue, the largest of my claims and in the region of £600,000-700,000. My work in this respect is still ongoing and it would still be inappropriate to go into any detail as this may be prejudicial to the outcome, other than to say that I have the benefit of an After the Event Insurance Policy which will facilitate claims against relevant parties who have been placed on notice of a potential claim. Correspondence is ongoing between solicitors regarding this matter.

## **3. Outcome for creditors**

### ***Secured Creditors***

An examination of the Company's mortgage register, held by the Registrar of Companies, showed that there were no outstanding debentures against the Company.

### ***Preferential Creditors***

The handover documents sent by the Official Receiver anticipated no preferential claims and none have been received.

### ***Crown Creditors***

The handover documents sent by the Official Receiver anticipated £637,894 owed to H M Revenue & Customs ("HMRC"), in respect of VAT as the petition debt. I have received a Proof of Debt from HMRC for VAT totalling £685,146. This claim may be subject to revision upon the rendering of outstanding VAT returns. Whether or not such returns are rendered will depend on the Directors producing to me the remainder of the Company's records and there being a prospect of a dividend to creditors. The Crown debt is linked to the outstanding claim referred to in section 2 above.

The handover documents sent by the Official Receiver also anticipated £90,791 owed to H M Revenue & Customs ("HMRC"), in respect of PAYE and NIC. I have received a Proof of Debt from HMRC for PAYE and NIC totalling £90,705.04.

### ***Unsecured Creditors***

The Statement of Affairs estimated other unsecured claims of £22,500, in respect of which no Proofs of Debt have as yet been received. There are further potential unsecured claims totalling £14,245.20 (see Refunds of void payments)

Based on present information, it is uncertain whether there will be sufficient funds to enable a distribution to unsecured creditors

The quantum and timing of any such distribution is heavily dependant on recoveries from the matters mentioned in 3 above

#### **4. Liquidator's remuneration**

At the first meeting of creditors held on 22 November 2012, my remuneration was agreed on a time costs basis. I enclose a breakdown summarising my time costs for the period 5 October 2014 to 4 October 2015, subject to the posting of timesheets, which also provides details of my cumulative costs for the period from 5 October 2012 to 4 October 2015. No amounts have yet been drawn on account of this. I also enclose a schedule of my firm's current charge out rates for your information

A description of the routine work undertaken in the liquidation to date is as follows

##### **1. Administration and Planning**

- Preparing the documentation and dealing with the formalities of appointment
- Statutory notifications and advertising.
- Preparing documentation required
- Dealing with all routine correspondence.
- Maintaining physical case files and electronic case details on IPS and DocuSoft
- Review and storage
- Case bordereau including monitoring and increases of Specific Bond
- Case planning and administration. .
- Convening and holding a meeting of creditors

##### **2. Cashiering**

- Maintaining and managing the liquidator's cashbook and bank account.
- Ensuring statutory lodgements and tax lodgement obligations are met

##### **3. Creditors**

- Dealing with creditor correspondence and telephone conversations.
- Preparing reports to creditors
- Maintaining creditor information on IPS
- Reviewing proofs of debt received from creditors

##### **4. Investigations**

- Extensive reviewing and storage of books and records.
- Conducting investigations into suspicious transactions.
- Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the benefit of creditors

- Companies House research
- Visiting the Company's solicitors, inspecting a file and discussing it with them

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#### Realisation of Assets

- Corresponding with debtors and attempting to collect outstanding book debts
- Corresponding with both of the Company's accountants, certain Directors, several former employees, landlord of the former trading premises, both of the Company's bankers, the Company's solicitors, the Official Receiver, suppliers to the Company
- Internet research, holding of various meetings, visiting former trading premises and landlord
- Two visits to one of the Company's former accountants
- Arranging several collections of Company records
- Extensive discussions, correspondence and meetings with our solicitors and our Barrister
- Meetings and liaison with solicitors for the Company and HMC UK and representatives of their clients

### **5. Liquidation Expenses**

I attach a schedule breaking down the expenses incurred by me during the period This also includes details of category 2 disbursements

The following agents or professional advisors have been utilised in this matter.

Professional Advisor	Nature of Work	Fee Arrangement
Shakespeare Martineau (formerly Shakespeares (Solicitors))	Legal advice	Time costs subject to a CFA from 14 July 2015
Coller IP	Valuation of Certification Mark	Fixed fee

My choice of agents was based on my perception of their experience and ability to perform this type of work, the complexity and nature of the assignment and the basis of my fee arrangement with them The fees charged have been reviewed and I am satisfied that they are reasonable in the circumstances of this case.

### **6. Creditors' Rights**

An unsecured creditor may, with the permission of the Court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this report Any secured creditor may request the same details in the same time limit

An unsecured creditor may, with the permission of the Court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to Court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

#### **7. Summary**

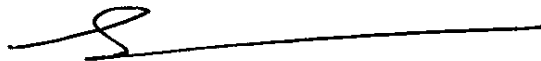
I am not carrying out any further investigations at the present time. However, I reserve my rights against third parties in respect of whom I may have further claims.

The Liquidation will remain open until all the matters mentioned above have been completed and funds have been received in full wherever possible to collect. Once these matters have all been dealt with, the Liquidation will be finalised and I will progress to close my files.

#### **8. Disclaimer**

This report has been prepared for the sole purpose of updating creditors of the Company for information purposes to fulfil the necessary statutory requirements of the Liquidator. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, or otherwise used by creditors for any purpose other than updating them for information purposes, or any other person for any purpose whatsoever.

Dated: 2 December 2015



**Situl Devji Raithatha**  
Liquidator

**Halal Monitoring Committee Limited**  
**(In Liquidation)**  
**Liquidator's Abstract of Receipts & Payments**

Statement of Affairs		From 05/10/2014 To 04/10/2015	From 05/10/2012 To 04/10/2015
	<b>ASSET REALISATIONS</b>		
40,000 00	Book Debts	NIL	1,235 66
6,500 00	Cash at Bank	NIL	19,078 69
	Rates Refund	NIL	263 70
	Deposit on Creditor's Petition	NIL	1,165 00
	Bank Interest Net of Tax	179 96	285 28
	Settlement of Liquidator's claims	94,999 98	94,999 98
	Refunds of Void Payments	NIL	22,494 26
		<u>95,179 94</u>	<u>139,522 57</u>
	<b>COST OF REALISATIONS</b>		
	OR's Costs & Disbursements	NIL	2,235 00
	DTI Cheque Fees	6 10	18 00
	Sec of State Fees	11,730 80	20,430 65
	Petitioner's Costs	NIL	1,995 00
	Specific Penalty Bond	300 00	600 00
	Liquidator's Remuneration	65,002 00	65,002 00
	Legal Fees and disbursements	20,154 00	25,257 69
	Agent's Costs & Disbursements	NIL	3,125 00
	Corporation Tax	1 17	2 09
	Third Party Photocopying	NIL	3 25
	Postage	24 48	28 68
	Land Registry Fees	27 00	112 00
	Storage Costs	81 37	315 19
	Internal storage of records	121 65	121 65
	Statutory Advertising	NIL	63 18
	Company Searches	NIL	1 00
	Room hire	NIL	100 00
	Bank Charges	88 00	264 00
	Photocopying and printing	88 10	470 20
		<u>(97,624 67)</u>	<u>(120,144 58)</u>
<b>46,500 00</b>		<b><u>(2,444.73)</u></b>	<b><u>19,377.99</u></b>
	<b>REPRESENTED BY</b>		
	Vat Receivable		0 01
	ISA NIB		9,275 85
	Vat Control Account		10,102 13
			<u><b>19,377.99</b></u>

**Note**

Please note that all receipts and payments are shown exclusive of VAT

# Time Entry - Cumulative Detailed SIP9 Time & Cost Summary

HA1475 - Halal Monitoring Committee Limited  
From 05/10/2014 To 04/10/2015  
Project Code POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£Average Hourly Rate (£)	Hours Cum (POST Only)	Time Costs Cum (POST Only)
100 Administration & Planning	0.00	0.00	2.60	0.00	2.60	161.54	22.20	3,783.50
101 Case Planning	0.00	0.00	0.20	0.00	0.20	31.00	10.20	2,681.00
102 Administrative set-up	0.00	0.40	0.00	0.00	0.40	118.00	10.20	1,928.50
103 Appointment Notification	0.00	0.00	1.20	0.00	1.20	180.00	1.20	180.00
104 Maintenance of Records	0.10	1.50	0.30	0.00	1.90	528.50	28.10	5,878.50
105 Statutory Reporting	0.00	7.10	0.50	0.00	7.60	2,134.50	19.60	5,310.50
106 VAT & Tax Returns	0.10	0.00	2.60	0.00	2.70	445.00	7.80	1,465.00
107 Case Monitoring	7.90	8.10	2.20	0.00	18.20	5,878.00	73.20	20,877.00
Administration & Planning	8.10	17.10	9.60	0.00	34.80	9,735.00	173.50	42,104.00
600 Case Specific	0.00	0.00	0.30	0.00	0.30	45.00	0.50	78.00
Case specific matters	0.00	0.00	0.30	0.00	0.30	45.00	0.50	78.00
500 Creditors	0.00	0.20	0.30	0.00	0.50	104.00	12.20	3,391.00
501 Communication	0.00	0.30	0.40	0.00	0.70	148.50	34.90	9,117.50
502 Claims inc emp, prefs	0.00	0.30	0.00	0.00	0.30	88.50	2.10	332.50
Creditors	0.00	0.80	0.70	0.00	1.50	341.00	49.20	12,841.00
** 200 Investigations	0.00	0.00	0.00	0.00	0.00	0.00	91.50	24,305.00
203 Antecedant transactions	3.00	0.00	0.00	0.00	3.00	1,166.00	119.20	36,024.00
Investigations	3.00	0.00	0.00	0.00	3.00	1,166.00	210.70	60,329.00
300 Realisation of Assets	0.00	8.80	0.00	0.00	8.80	2,586.00	44.20	12,058.00
301 Ident. Sec. Insuring	0.00	18.30	0.00	0.00	18.30	5,407.50	26.50	7,013.50
** 303 Debt collection	0.00	0.00	0.00	0.00	0.00	0.00	57.70	13,122.00
** 304 Sale of prop,bus,assets	0.00	0.00	0.00	0.00	0.00	0.00	0.40	54.00
305 Legal matters	0.00	0.50	0.40	0.00	0.90	207.50	80.00	22,290.00
Realisation of Assets	0.00	27.60	0.40	0.00	28.00	8,211.00	208.80	54,337.50
403 On-going employee issues TRADING RELATED	0.00	0.30	0.00	0.00	0.30	88.50	0.30	88.50
Trading	0.00	0.30	0.00	0.00	0.30	88.50	0.30	88.50
Total Hours	11.10	45.80	11.00	0.00	67.90	19,606.50	643.00	189,978.00
Total Fees Claimed						65,002.00		

\*\* - Denotes codes included in cumulative data that are not present in the period

**Springfields Business Recovery & Insolvency Ltd**  
**Charge out rates and disbursements policy for Insolvency Department**  
**With effect from 1<sup>st</sup> August 2015 (subject to periodic review)**

**Hourly Rate effective 1 August**

Grade	2015	2014 (comparative)
	(£)	(£)
Director	410	390
Manager	240 – 310	225 – 295
Administrator	140 – 210	130 – 200

Time is recorded in units of 6 minutes (prior to 08/01/2007 this was 15 minutes)

In some instances where there is undue risk to the firm in recovering its standard hourly rates in full, typically as a consequence of the pursuit of causes of action where the outcomes are far from certain, or where there are considered to be undue risks associated with the conduct of an assignment, then approval for a percentage uplift on standard hourly rates may be sought. The percentage uplift sought will vary depending upon the circumstances of each case.

**Disbursements policy**

Disbursements incurred in the course of an appointment are recharged to the case in accordance with SIP 9 on all insolvency appointments. These fall into two categories.

Category 1 disbursements are costs which comprise external supplies and are paid to an independent third party. These generally include, for instance, advertising, bond, travel expenses (excluding mileage) and external storage of records.

Category 2 disbursements are costs which are directly referable to the appointment but not a payment to an independent third party. These may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, e.g. business mileage. Category 2 disbursements require approval by creditors before they can be drawn.

**Category 2 disbursements**

Photocopying / printing	10p per sheet
Internal storage of books and records	Initial charge for intake £6 10 per box Storage £0 40 per month per box in storage at month end
Internal storage of PC/IT equipment	Storage: £3 60 per month per item in storage at month end
Internal room hire	£100 per statutory meeting
Mileage (own car-usage)	45p per-mile

**Creditors' Guide to Fees**

**(Produced by the Association of Business Recovery Professionals)**

Creditors should note that a copy of the appropriate Creditors' Guide to Fees is available on request from this office or a copy can be accessed on the Insolvency Practitioners Association website [www.insolvency-practitioners.org.uk](http://www.insolvency-practitioners.org.uk) under the heading 'Regulation and Guidance' and then by following the link to 'Creditors' Guide to Fees'.

All amounts detailed above are shown exclusive of VAT, which will be charged at the prevailing rate.



## **Halal Monitoring Committee Limited - In Compulsory Liquidation**

**Details of expenses for the period 5 October 2014 to 4 October 2015**

### **Expenses**

<b>Type</b>	<b>Outstanding b/f (£)</b>	<b>Incurred in Period (£)</b>	<b>Paid in Period (£)</b>	<b>Outstanding c/f (£)</b>
Land Registry Fees	27.00	-	27 00	-
Legal Fees	-	28,146 00	20,154.00	7,992 00
Postage costs	-	24 48	24.48	-
Specific Penalty Bond	-	300 00	300 00	-
Storage Costs*	36 58	44 79	81 37	-
<b>Total</b>	<b>63 58</b>	<b>28,515 27</b>	<b>20,586 85</b>	<b>7,992 00</b>

### **Category 2 Disbursements**

<b>Type</b>	<b>Outstanding b/f (£)</b>	<b>Incurred in Period (£)</b>	<b>Paid in Period (£)</b>	<b>Outstanding c/f (£)</b>
Photocopying and printing	8 70	79 40	88 10	-
Storage Costs*	-	129 65	121 65	8 00
	<b>8 70</b>	<b>79 40</b>	<b>88.10</b>	<b>8 00</b>

\* Please note that these costs continue to accrue and are billed periodically