

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

WEDNESDAY

COMPANIES HOUSE



\*A8EQY72H\*

A01

25/09/2019

#290

COMPANIES HOUSE

### 1 Company details

Company number 0 5 3 8 0 3 3 0

Company name in full Wellman Boiler Hire Limited

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

### 2 Liquidator's name

Full forename(s) Lloyd Edward

Surname Hinton

### 3 Liquidator's address

Building name/number Allan House

Street 10 John Princes Street

Post town London

County/Region

Postcode W 1 G 0 A H

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.

LIQ03

Notice of progress report in voluntary winding up

**6** Period of progress report

From date	<sup>c</sup> 0	<sup>d</sup> 1	<sup>m</sup> 0	<sup>m</sup> 8	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 8
To date	<sup>d</sup> 3	<sup>d</sup> 1	<sup>m</sup> 0	<sup>m</sup> 7	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 9

**7** Progress report

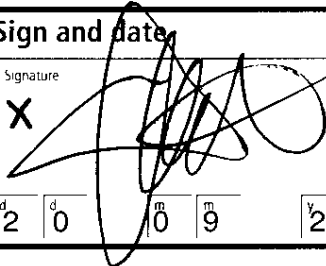
☒ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

X



X

Signature date

<sup>d</sup> 2	<sup>d</sup> 0	<sup>m</sup> 0	<sup>m</sup> 9	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 9
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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	Bina Kotecha
Company name	Insolve Plus Ltd
Address	Allan House 10 John Princes Street
Post town	London
County/Region	
Postcode	W 1 G 0 A H
Country	
DX	
Telephone	020 7495 2348

**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)

**Wellman Boiler Hire Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 01/08/2018 To 31/07/2019 £	From 01/08/2016 To 31/07/2019 £
ASSET REALISATIONS		
Bank Interest Gross	13.63	159.81
Transfer from Administration	NIL	64,564.52
	13.63	64,724.33
COST OF REALISATIONS		
Corporation Tax	14.87	71.67
Counsels Fees	6,825.00	6,825.00
Legal Fees	21.00	21.00
Office Holders Fees - Joint Administrato	12,036.51	12,036.51
Office Holders Fees - Prescribed Part	1,031.50	1,031.50
Statutory Advertising	145.02	145.02
	(20,073.90)	(20,130.70)
UNSECURED CREDITORS		
H M Revenue & Customs - VAT	8,099.70	8,099.70
Inter-Company Creditor	36,400.47	36,400.47
Trade & Expense Creditors	93.46	93.46
	(44,593.63)	(44,593.63)
	<b>(64,653.90)</b>	<b>(0.00)</b>
REPRESENTED BY		
NIB Bank I Current		(4,011.81)
Vat Control Account		4,011.81
		<b>NIL</b>



**insolve plus**

To All Known Creditors

Allan House  
10 John Princes Street  
London W1G 0AH  
020 7495 2348

[www.insolveplus.com](http://www.insolveplus.com)

Our ref: NS/W039T/11.3

17 September 2019

## **Liquidator's Combined Annual Report and Final Account to Creditors and Members**

Dear Sirs

### **Wellman Boiler Hire Limited – In Creditors' Voluntary Liquidation**

#### **1. Introduction**

I am now able to conclude the winding up of the affairs of the Company and enclose my final account and notice to creditors and members, together with a receipts and payments account for the whole of the period I was in office.

Creditors and members should 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.

#### **2. Statutory Information**

Company name:	Wellman Boiler Hire Limited
Company number:	05380330
Trading address:	1 Newfield Road, Oldbury, West Midlands B69 3ET
Registered office:	4th Floor Allan House, 10 John Princes Street, London W1G 0AH
Former registered office:	1 Newfield Road, Oldbury, West Midlands B69 3ET
Principal trading activity:	Boiler Hire
Liquidator's name:	Lloyd Hinton
Liquidator's address:	4th Floor Allan House, 10 John Princes Street, London W1G 0AH
Date of appointment:	1 August 2016

### **3. Liquidator's Actions Since Appointment**

Following my appointment as Liquidator I attended to my statutory obligations and arranged for the relevant notice to be placed in the London Gazette.

I have now concluded my investigations into the Company and also submitted a report to the Department for Business Innovation and Skills.

Creditors will recall that there were funds available to enable a distribution under the Prescribed Part.

On 24 April 2019, notice was given under rule 14.29 of The Insolvency (England and Wales) Rules 2016 to the creditors of Wellman Boiler Hire Limited, that I intend declaring a first and final dividend to the non-preferential unsecured creditors within two months of the last date for proving of 22 May 2019.

I can confirm that on 10 June 2019 I declared a distribution of the prescribed part of 2.31p in £ to the non-preferential unsecured creditors. The total amount distributed was £44,594. The cost of the distribution of £1,032 was also drawn.

I have written to HM Revenue & Customs to obtain tax clearance and in the absence of any objection I am now in a position to conclude the Liquidation.

### **4. Receipts and Payments Account**

Attached to this report is a full account of my receipts and payments for the entire period of the Liquidation to 17 September 2019 and for the period from the second anniversary of my appointment to the third anniversary, being 1 August 2018 to 31 July 2019 and from the third anniversary to date being 1 August 2019 to 17 September 2019 upon which I specifically comment as follows. Please note that since the third anniversary of my appointment there have been no further receipts and payments.

Creditors will note that as the Company was registered for VAT, all transactions are shown exclusive of VAT where applicable. Estate funds were held on an interest-bearing account at Metro Bank Plc.

#### **4.1 Receipts**

##### **4.1.1 Bank Interest Gross**

Gross interest of £160 has been received throughout the entire period of the Liquidation of which £14 has been received between the period 1 August 2018 and 31 July 2019.

##### **4.1.2 Transfer from Administration**

£64,565 which represented the balance of the funds held in the Administration has been transferred to the Liquidation account.

#### **4.2 Assets unable to be Realised**

There are no further assets to be realised.

### 4.3 Payments

#### 4.3.1 Corporation Tax

Corporation Tax of £72 has been paid throughout the entire period of the Liquidation of which £15 has been paid since the second anniversary.

#### 4.3.2 Counsels Fees

£6,825 has been paid to Solicitors, Charles Russell Speechlys, during the course of the third year of the Liquidation in relation to Counsel's opinion which was obtained during the course of the Administration.

#### 4.3.3 Legal Fees

£21 has been paid to Solicitors, Charles Russell Speechlys, during the course of the third year of the Liquidation in respect of outstanding legal fees.

#### 4.3.4 Statutory Advertising

During the course of the third year of the Liquidation, an amount of £145 has been reimbursed to Insolve Plus Ltd in respect of the statutory advertising costs incurred.

### 5. Investigations

I undertook an investigation into the Company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved. Specifically, I recovered, listed and reviewed the Company's accounting records; obtained and reviewed copy bank statements and compared the information in the Company's last set of accounts.

There were no matters that justified further investigation in the circumstances of this appointment.

Within six months of my appointment as Liquidator, I was required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present Director would make them unfit to be concerned with the management of the Company. I would confirm that my report has been submitted.

### 6. The costs spent in the conduct of the Liquidation

#### 6.1 Liquidator's Post Appointment Fees

During the course of the Administration the Joint Administrators fees were approved by the Creditors on the basis of his time costs in respect of time properly spent by them and their team in dealing with all relevant issues of the Administration as per this firm's charging rates set out in this firm's Charging and Disbursements Policy.

In accordance with Rule 18.20 [(5A)] of the Insolvency Rules 2016 the Liquidator is remunerated on the same basis agreed during the course of the Administration save for any reference to the Joint Administrators being replaced by Liquidator.

A resolution was also passed during the Administration that the Joint Administrators be authorised to recover Category 2 disbursements as defined by SIP 9 which also carries through to the Liquidation.

My total time costs to 17 September 2019 amount to £11,222, representing 38 hours and 18 minutes of work at an average charge out rate of £202.50 per hour, of which £4,480, representing 15 hours and 6 minutes of work was charged in the period since 1 August 2018 to 31 July 2019, at an average charge out rate of £297 per hour. Additionally, a further £203, representing 54 minutes of work was charged in the period since 1 August 2019 to 17 September 2019.

During the course of the third year of the Liquidation, Joint Administrators' remuneration of £12,037 has been drawn. The Liquidator has also drawn £1,032 in respect of the costs incurred in distributing the Prescribed Part to unsecured creditors. The balance of the Joint Administrators' fees and the Liquidator's fees will be written off.

Further information about creditors' rights can be obtained by visiting the creditors' information micro-site published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/>. A Creditors Guide to Fees, which provides guidance as to how an insolvency practitioner's remuneration is authorised, may be obtained from the Insolve Plus Ltd website via the following link, [www.insolveplus.com/services/creditors-guides/](http://www.insolveplus.com/services/creditors-guides/). Alternatively, you may telephone this office requesting a copy of the said document, whereupon one will be sent to you free of charge.

## 6.2 Grades of staff used

The grades of staff are selected according to the nature of work required to be undertaken for each appointment. In this particular case I was involved in generally overseeing all matters.

Other staff charged out at lower rates were employed to deal with the administrative aspects of the case.

## 7. Liquidator's Disbursements

### 7.1.1 Category 1 Disbursements

I have incurred the following Category 1 Disbursement of £87 in the period 1 August 2018 to 31 July 2019 which has been reimbursed in full.

<b>Category 1 Disbursements</b>	<b>£</b>
Statutory Advertising	87.06
	<u>87.06</u>

During the entire period of the Liquidation the following disbursement have been incurred which have been reimbursed to Insolve Plus Ltd.

<b>Category 1 Disbursements</b>	<b>£</b>
Statutory Advertising	145.02
	<u>145.02</u>

### 7.1.2 Category 2 Disbursements

The Creditors will note that during the course of the Liquidation no Category 2 Disbursements have been incurred.



## **8. Outcome for Creditors**

### **8.1 Secured Creditors**

An examination of the Company's mortgage register held by the Registrar of Companies, showed that the Company has granted the following charge.

WTD Limited ("WTD") – Debenture created on 27 February 2014 and registered on 7 March 2014.

Due to the financial difficulties faced by the Company and the subsidiary companies, a demand was made by WTD for the sum £1,510,000 as a result of the cross guarantees that had been provided to them.

It should be noted that owing to the charges and interest levied by WTD to which they are entitled pursuant to their facility with the Company the debt due to them has increased. I referred this matter to my Solicitor, Charles Russell Speechlys LLP who confirmed that it is consistent with normal industry factoring and invoice discounting practices.

During the course of the Administration, the sum of £22,500 was distributed to WTD following the sale of the Company's Business Intellectual Property Rights and Goodwill.

As part of the cross guarantees provided by the four companies over which I am now the Liquidator, WTD has also received monies from those companies.

WTD will not be discharged in full from fixed charge realisations and they will therefore also rank as a floating charge creditor.

### **8.2 Preferential Creditors**

As the Company did not have any employees, no preferential claims have been received.

### **8.3 Floating Charge Creditors and the Prescribed Part**

There are provisions of the insolvency legislation that require the Office Holder to set aside a percentage of a Company's assets for the benefit of the unsecured creditors in cases where the Company gave a "floating charge" over its assets to a lender on or after 15 September 2003. This is known as the "Prescribed Part of the net property."

A Company's net property is that left after paying the preferential creditors, but before paying the lender who holds a floating charge. A Liquidator has to set aside:

- 50% of the first £10,000 of the net property; and
- 20% of the remaining net property up to a maximum of £600,000.

The Company granted a fixed and floating charge to WTD on 27 February 2014. The debt due to WTD will not be fully repaid from fixed charge realisations from the Company and other companies over which the cross guarantees apply and WTD will therefore rank as a floating charge creditor.

It should be noted that as WTD's floating charge was created after the 15 September 2003 and WTD has received in excess of £10,000 under its floating charge, Section 176 of The Insolvency Act 1986 which deals with the Prescribed Part will apply.

Creditors will recall that during the Administration period the sum of £167,501 was paid to WTD under its floating charge. Therefore, the Prescribed Part which has been set aside for the benefit of the unsecured creditors subject to the costs of the Prescribed Part amounts to £45,625.

#### **8.4 Unsecured Creditors**

On 10 June 2019, I declared a distribution of the prescribed part of 2.31p in £ to the non-preferential unsecured creditors. The total amount distributed was £44,594.

#### **9. Dividend Prospects**

On the basis of realisations made, and after taking into account the costs of the Liquidation, the Prescribed Part of the net property available for unsecured creditors was £45,625. After taking into account the costs of agreeing creditors' claims and of making the distribution of the Prescribed Part, a distribution of £44,594 was made to unsecured creditors.

#### **10. Professional advisors appointed**

I have not used any agents or professional advisors during the course of the Liquidation.

#### **11. Further Information**

Attached to this report is also a statement of the creditors' rights to request further information in accordance with Rule 18.9 of the Insolvency (England and Wales) Rules 2016, and their right to challenge my remuneration and expenses in accordance with Rule 18.34 of The Insolvency (England and Wales) Rules 2016.

An unsecured creditor may, with 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 my remuneration and expenses within 21 day of their 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 unsecured creditors (including the creditor in question), apply to Court to challenge the amount of remuneration charged by the Liquidator as being excessive, within 8 weeks of their receipt of this report. Any secured creditor may make a similar application to court within the same time limit.

#### **12. Summary**

The winding up of the Company is now for all practical purposes complete and I am seeking the release of myself as Liquidator of the Company. Creditors and members should 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, following which my case files will be placed in storage.

If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact Nathan Sawyer by email at [nathansawyer@insolveplus.com](mailto:nathansawyer@insolveplus.com), or by phone on 020 7495 2348 before my release.

Yours faithfully



Lloyd Hinton FIPA  
Liquidator

## **Notice of Final Account of**

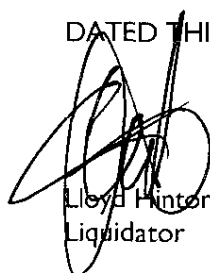
### **Wellman Boiler Hire Limited – In Creditors' Voluntary Liquidation Company Registered Number: 05380330**

**NOTICE IS GIVEN** by Lloyd Edward Hinton of Insolve Plus Ltd, Allan House, 10 John Princes Street, London, W1G 0AH under rule 6.28 of The Insolvency (England and Wales) Rules 2016 that the company's affairs have been fully wound up.

1. Creditors may request further details of the Liquidator's remuneration and expenses within 21 days of receipt of the final account, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question);
2. Creditors may 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 the final account, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question);
3. Creditors may object in writing to the release of the Liquidator within 8 weeks of delivery of this notice, or before the conclusion of any request for information regarding the Liquidator's remuneration or expenses, or before the conclusion of any application to Court to challenge the Liquidator's fees or expenses;
4. The Liquidator will vacate office upon expiry of the period that creditors have to object to his release and following delivery to Companies House of his final account and notice; and
5. The Liquidator will be released at the same time as vacating office providing no objections are received.

Creditors requiring further information regarding the above, should either contact me at Allan House, 10 John Princes Street, London, W1G 0AH, or contact Nathan Sawyer by telephone on 020 7495 2348, or by email at [nathansawyer@insolveplus.com](mailto:nathansawyer@insolveplus.com).

DATED THIS 17TH DAY OF SEPTEMBER 2019



Lloyd Hinton FIPA  
Liquidator

**Wellman Boiler Hire Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 01/08/2018 To 31/07/2019 £	From 01/08/2016 To 31/07/2019 £
ASSET REALISATIONS		
Bank Interest Gross	13.63	159.81
Transfer from Administration	NIL	64,564.52
	<u>13.63</u>	<u>64,724.33</u>
COST OF REALISATIONS		
Corporation Tax	14.87	71.67
Counsels Fees	6,825.00	6,825.00
Legal Fees	21.00	21.00
Office Holders Fees - Joint Administrator	12,036.51	12,036.51
Office Holders Fees - Prescribed Part	1,031.50	1,031.50
Statutory Advertising	145.02	145.02
	<u>(20,073.90)</u>	<u>(20,130.70)</u>
UNSECURED CREDITORS		
H M Revenue & Customs - VAT	8,099.70	8,099.70
Inter-Company Creditor	36,400.47	36,400.47
Trade & Expense Creditors	93.46	93.46
	<u>(44,593.63)</u>	<u>(44,593.63)</u>
	<b><u>(64,653.90)</u></b>	<b><u>(0.00)</u></b>
REPRESENTED BY		
NIB Bank I Current		(4,011.81)
Vat Control Account		4,011.81
		<b><u>NIL</u></b>

**Wellman Boiler Hire Limited**  
**(In Liquidation)**  
**Liquidator's Summary of Receipts & Payments**

Statement of Affairs £	From 01/08/2019 To 17/09/2019 £	From 01/08/2016 To 17/09/2019 £
ASSET REALISATIONS		
Bank Interest Gross	NIL	159.81
Transfer from Administration	NIL	64,564.52
	NIL	64,724.33
COST OF REALISATIONS		
Corporation Tax	NIL	71.67
Counsels Fees	NIL	6,825.00
Legal Fees	NIL	21.00
Office Holders Fees - Joint Administrato	NIL	12,036.51
Office Holders Fees - Prescribed Part	NIL	1,031.50
Statutory Advertising	NIL	145.02
	NIL	(20,130.70)
UNSECURED CREDITORS		
H M Revenue & Customs - VAT	NIL	8,099.70
Inter-Company Creditor	NIL	36,400.47
Trade & Expense Creditors	NIL	93.46
	NIL	(44,593.63)
	<b>NIL</b>	<b>(0.00)</b>
REPRESENTED BY		<b>NIL</b>

# Time Entry - SIP9 Time & Cost Summary

W039T - Wellman Boiler Hire Limited  
Project Code: POST  
From: 01/08/2018 To: 31/07/2019

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & Planning	0.50	5.50	0.20	4.10	10.30	2,735.00	265.53
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.90	3.30	0.60	0.00	4.80	1,745.50	363.65
Investigations	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisation of Assets	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	1.40	8.80	0.80	4.10	15.10	4,480.50	296.72

Time Entry - SIP9 Time & Cost Summary + Cumulative

W039T - Wellman Boiler Hire Limited  
All Post Appointment Project Codes  
From: 01/08/2019 To: 17/09/2019

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)	Total Hours Cum (POST Only)	Total Time Costs Cum (POST Only)
Administration & Planning	0.00	0.20	0.00	0.50	0.70	132.50	189.29	29.90	7,993.00
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	0.00	0.00	0.00	0.00	0.00	0.00	6.90	2,687.00
Investigations	0.00	0.00	0.00	0.00	0.00	0.00	0.00	1.20	447.00
Realisation of Assets	0.00	0.20	0.00	0.00	0.20	70.00	350.00	0.30	95.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours / Costs	0.00	0.40	0.00	0.50	0.90	202.50	225.00	38.30	11,222.00

**Rule 18.34 – Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are 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").



## **Rule 18.9 – Creditors' and members' requests for further information in administration, winding up and bankruptcy**

**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 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).