

LIQ03

Notice of progress report in voluntary winding up



Companies House

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08/09/2017

#357

COMPANIES HOUSE

1 Company details

Company number 0 7 5 5 6 5 8 5

Company name in full Lift and Electrical Services Ltd

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Steven Philip

Surname Ross

3 Liquidator's address

Building name/number 1

Street St James' Gate

Post town Newcastle upon Tyne

County/Region

Postcode N E 1 4 A D

Country

4 Liquidator's name

Full forename(s) Allan David

Surname Kelly

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address

Building name/number 1

Street St James' Gate

Post town Newcastle upon Tyne

County/Region

Postcode N E 1 4 A D

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6

Period of progress report

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

7

Progress report

☒ The progress report is attached

8

Sign and date

Liquidator's signature

Signature

X

[Handwritten signature]

X

Signature date

d 0	d 7	m 0	m 9	y 2	y 0	y 1	y 7
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LIQ03

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**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	Steven Philip Ross
Company name	RSM Restructuring Advisory LLP
Address	1 St James' Gate
Post town	Newcastle upon Tyne
County/Region	
Postcode	N E 1 4 A D
Country	
DX	
Telephone	0191 255 7000

**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

In the matter of

**Lift and Electrical Services Ltd In Liquidation
(‘the Company’)**

Joint Liquidators’ progress report

07 September 2017

**Steven Philip Ross and Allan David Kelly
Joint Liquidators**

**RSM Restructuring Advisory LLP
1 St James’ Gate
Newcastle upon Tyne NE1 4AD
Tel: 0191 255 7000
Email: martin.madgwick@rsmuk.com**

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1 Purpose of report

This report has been prepared in accordance with insolvency legislation to provide creditors, members and the registrar of companies with information relating to the progress of the liquidation in the period from 27 August 2016 to 26 August 2017. This report should be read in conjunction with any previous reports that have been issued, copies of which are available on request.

This report has been prepared solely to comply with the statutory requirements of Section 104A of the *Insolvency Act 1986* and the relevant legislation. It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the Company. Any estimated outcomes for creditors are illustrative and may be subject to significant change.

RSM Restructuring Advisory LLP was previously named Baker Tilly Restructuring and Recovery LLP until 26 October 2015.

Neither the Liquidators nor RSM Restructuring Advisory LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

2 Progress of the liquidation in the previous twelve months

2.1 Realisation of assets

A Director's Loan Account, with a book value of £18,837.00 had been discounted to £Nil for the purposes of the Statement of Affairs.

The collection process is ongoing.

2.1.1 Potential claim for compensation for mis-selling of interest rate hedging product

As you may be aware, a settlement agreement was recently reached between the Financial Conduct Authority ("FCA") and certain major banks, in relation to the sale of interest rate hedging products.

Following our investigations we are satisfied that the Company has not been sold any products.

2.2 Investigations

In accordance with our statutory obligations, we have filed the appropriate documentation with the Department for Business, Energy and Industrial Strategy in relation to the conduct of the directors.

I can advise you that, following my initial assessment, no further investigations were deemed necessary.

2.3 Change in Joint Liquidator

As a result of Ian William Kings leaving RSM Restructuring Advisory LLP, by Court Order dated 16 December 2015 he was removed as Joint Liquidator and Allan David Kelly (IP No 9156) of RSM Restructuring Advisory LLP was appointed in his place. A Notice to this effect was advertised in the London Gazette on 11 January 2016, and in accordance with the terms of the Order, Ian William Kings was released from office with effect from 02 February 2016. The costs of the application were met by RSM Restructuring Advisory LLP.

2.4 Administration and planning

In the period since our last report, the Joint Liquidators and their staff have also undertaken the following:

- Case planning and strategy;
- Handling of receipts and payments;
- Liaising with the Directors, Shareholders and Creditors as required; and
- Preparation and issue of statutory reports to creditors.

3 Details of what remains to be done and matters preventing closure

3.1 Assets remaining to be realised

The liquidation will continue until the overdrawn Directors loan account has been finalised.

4 Creditors' claims and dividend prospects

Dividend prospects and projected returns to creditors, where known, are detailed in Appendix A, including any amount under the prescribed part. Please note that these are indicative only and should not be used as the sole or principal basis for any bad debt provision or other purposes. They may be subject to revision and additional costs.

The agreement of creditors' claims by the Joint Liquidators is a separate matter and will be dealt with as appropriate in due course, initially by reference to the proofs of debt lodged in the proceedings by creditors themselves.

4.1 Prescribed part

The 'Prescribed Part' is a statutory amount, calculated as a percentage of net floating charge realisations, which entitles unsecured creditors to a share of realisations. This is calculated on a sliding scale up to maximum of £600,000.00 before costs.

Whilst there are creditors secured by fixed and qualifying floating charges over the assets and undertaking of the Company, those creditors will receive no recovery under their floating charges. There is therefore no requirement to estimate the amount of the Prescribed Part of the assets under Section 176A of the Insolvency Act 1986

5 Receipts and payments summary

We attach as Appendix B a summary of our receipts and payments for the period from 27 August 2016 to 26 August 2017.

VAT basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately.

6 Costs and Joint Liquidators' remuneration

6.1 Joint Liquidators' remuneration and disbursements

The Joint Liquidators' remuneration was approved on a time cost basis by creditors on 27 August 2014. We have incurred time costs of £6,824.75 since the date of our appointment. Of this, a total of £Nil (plus VAT) has been paid and £6,824.75 remains outstanding.

Approval was also given to the drawing of disbursements, including category 2 disbursements. Details of the current rates are attached at Appendix D.

6.2 Remuneration and disbursements incurred in the period from 27 August 2016 to 26 August 2017

We have incurred time costs of £1,761.50 in the current period. An analysis of time incurred in the period is attached at Appendix G. Details of the sums drawn in respect of remuneration in the period

covered by the report are shown on the receipts and payments account (Appendix B).

Category 2 disbursements incurred in the period are detailed in Appendix E.

7 Joint Liquidators' statement of expenses

7.1 Statement of expenses

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all expenses incurred by the Joint Liquidators in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period together with cumulative figures.

At the Section 98 meeting on 27 August 2014 creditors approved the Statement of Affairs fee in the sum of £425.00 plus VAT to be paid to McManus Hall and the Meeting of Creditors fee in the sum of £2,500.00 to be paid to RSM Restructuring Advisory LLP. These fees have not been paid in full due to lack of funds.

7.2 Detailed cost breakdown

Attached to this report are five Appendices relating to my costs on this assignment:

- Appendix C: RSM Restructuring Advisory LLP charging, expenses and disbursements policy statement;
- Appendix D: RSM Restructuring Advisory LLP Newcastle charge out and disbursement rates;
- Appendix E: Joint Liquidators' disbursements table;
- Appendix F: Statement of expenses incurred by the Joint Liquidators' in the period from 27 August 2016 to 26 August 2017; and
- Appendix G: Joint Liquidators' time cost analysis for the period from 27 August 2016 to 26 August 2017.

The work that we do as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which we are dealing are set out briefly in both this report and in our earlier reports to creditors.

We believe this case generally to be of average complexity and accordingly no extraordinary responsibility has to date fallen upon us as Joint Liquidators. The underlying basis of charging proposed to and approved by the creditors has been RSM Restructuring Advisory LLP standard charge out rates. RSM Restructuring Advisory LLP charge out rates have been reviewed periodically.

8 Creditors' right to information and ability to challenge remuneration and expenses

In accordance with the provisions of the relevant legislation creditors have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses.

A request for further information must be made in writing within 21 days of receipt of this report.

Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to court that the remuneration charged, the basis fixed or expenses incurred by the liquidator are in all the circumstances excessive.

A Guide to Liquidators Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed at <http://rsm.insolvencypoint.com> under 'general information for creditors'. A hard copy can be requested from my office by telephone, email or in writing.

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question.

Should you have any further queries please do not hesitate to contact me.

Yours faithfully



Steven Philip Ross
RSM Restructuring Advisory LLP
Joint Liquidator

Steven Philip Ross is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales
Allan David Kelly is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales
Insolvency Practitioners are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment

Appendix A

Statutory, dividend and other information

Company name:	Lift and Electrical Services Ltd	
Company number:	07556585	
Date of appointment:	27 August 2014	
Joint Liquidators:	<p>Steven Philip Ross appointed on 27 August 2014</p> <p>Ian William Kings appointed on 27 August 2014 and released on 02 February 2016</p> <p>Allan David Kelly appointed on 16 December 2015</p>	
Functions:	<p>The Joint Liquidators' appointment specified that they would have power to act jointly and severally.</p> <p>The Joint Liquidators' have exercised, and will continue to exercise, all of their functions jointly and severally as stated in the notice of appointment.</p>	
Date of incorporation:	08 March 2011	
Previous company names:	Lift and Escalator Services Ltd	
Trading name:	N/A	
Trading address:	6 Briardene, Esh Winning, Durham, DH7 9LZ	
Principal activity:	Lift maintenance	
Registered office:	<p>RSM Restructuring Advisory LLP</p> <p>1 St James' Gate, Newcastle upon Tyne, NE1 4AD</p>	
Correspondence address & contact details of case manager	<p>Martin Madgwick</p> <p>0191 255 7000</p> <p>RSM Restructuring Advisory LLP, 1 St James' Gate, Newcastle upon Tyne NE1 4AD</p>	
Name, address & contact details of Joint Liquidators	<p>Primary Office Holder</p> <p>Steven Philip Ross</p> <p>RSM Restructuring Advisory LLP</p> <p>1 St James' Gate</p> <p>Newcastle upon Tyne NE1 4AD</p> <p>0191 2557000</p> <p>IP Number: 9503</p>	<p>Joint Office Holder:</p> <p>Allan David Kelly</p> <p>RSM Restructuring Advisory LLP</p> <p>1 St James' Gate</p> <p>Newcastle upon Tyne NE1 4AD</p> <p>0191 2557000</p> <p>IP Number: 9156</p>

Dividend prospects	Owed	Paid to date	Estimated future prospects
Secured creditor	£2,487.37	£Nil	Shortfall
Preferential creditors	N/A	N/A	N/A
Unsecured creditors	£34,405.59	NIL	NIL
Estimated net property	N/A		
Estimated prescribed part available for unsecured creditors	N/A		

Receipts and Payments Abstract: 1063882 - Lift and Electrical Services Ltd In Liquidation

Bank, Cash and Cash Investment Accounts: From: 27/08/2016 To: 26/08/2017

SOA Value £	27/08/2016 to 26/08/2017		Total to 26/08/2017	
	£	£	£	£
SECURED ASSETS				
2,487.37	Debtors (Pre-Appointment)	<u>0.00</u>	<u>0.00</u>	0.00
			0.00	
SECURED CREDITORS				
(3,356.73)	Fixed Charge Claims	<u>0.00</u>	<u>0.00</u>	0.00
			0.00	
ASSET REALISATIONS				
0.00	Bank Interest Gross	0.02	2.55	
4,000.00	Directors Loan Account	<u>0.00</u>	<u>2,250.00</u>	
			0.02	2,252.55
COST OF REALISATIONS				
0.00	Disbursements - Accounting Fees	0.00	(425.00)	
0.00	Disbursements - Postage	0.00	(5.39)	
0.00	Disbursements - Specific Bond	0.00	(85.00)	
0.00	Disbursements - Statutory	0.00	(507.60)	
0.00	Disbursements - Storage Costs	0.00	(8.00)	
0.00	Preparation of Statement of Affairs	<u>(388.22)</u>	<u>(1,221.55)</u>	
			(388.22)	(2,252.54)
UNSECURED CREDITORS				
(29.23)	Banks/Institutions	0.00	0.00	
(869.36)	Deficiency In Security	0.00	0.00	
(31,919.64)	HM Revenue and Customs	0.00	0.00	
(1,587.36)	Trade and Expense Creditors	<u>0.00</u>	<u>0.00</u>	
			0.00	0.00
EQUITY				
(1.00)	Ordinary	<u>0.00</u>	<u>0.00</u>	
			0.00	0.00
<u>(31,275.95)</u>		<u>(388.20)</u>	<u>0.01</u>	
REPRESENTED BY				
	Interest Bearing Current Account		<u>0.01</u>	0.01
				<u>0.01</u>

Notes:

- 1.
- 2.

Appendix C

RSM Restructuring Advisory LLP charging, expenses and disbursements policy statement

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time.
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators.
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate.
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done.
- The current charge rates for RSM Restructuring Advisory LLP Newcastle are attached.
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate.
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it.
- RSM Restructuring Advisory LLP's charge out rates are reviewed periodically.

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate.
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 1' disbursements.
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 2' disbursements.
- A resolution to consider approving category 2 disbursements at the rates prevailing at the time the cost is incurred to RSM Restructuring Advisory LLP Newcastle will be proposed to the relevant approving party in accordance with the legislative requirements.
- General office overheads are not re-charged to the insolvency estate as a disbursement.
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party.
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate.

Appendix D

RSM Restructuring Advisory LLP Newcastle current charge out and category 2 disbursement rates

Hourly charge out rates		
	Rates at commencement £	Current rates £
Partner	320.00	385.00 to 485.00
Directors / Associate Directors	225.00	275.00 to 330.00
Manager	225.00	215.00 to 275.00
Assistant Manager	-	230.00
Administrators	120.00 to 175.00	145.20 to 215.00
Support staff	100.00 to 105.00	78.65 to 127.05

Category 2 disbursement rates	
Internal room hire	£100 per hour
Subsistence	£25 per night (from 3 rd September 2013) £23 per night (up to 2 nd September 2013)
Travel (car)	38p per mile (up to and including 31 March 2010) 40p per mile (from 1 April 2010) 42.5p per mile (from 1 April 2011)
'Tracker' searches	£10 per case

Appendix E

Joint Liquidators' category 2 disbursements table

Amounts paid or payable to the Office Holder's firm or to any party in which the office holder or his firm or any associate has an interest		
Recipient, type and purpose	Paid £	Unpaid £
Mileage	Nil	0.85
Total	£Nil	£0.85

Appendix F

Statement of expenses incurred by the Joint Liquidators' in the period from 27 August 2016 to 26 August 2017

Type and purpose	Incurred in period £
Disbursement: Mileage	0.85
Disbursement: Postage	6.83
Total	£7.68

Joint Liquidators' time cost analysis for the period from 27 August 2016 to 26 August 2017

Period	Hours Spent	Partners	Directors / Associate Directors	Managers	Assistant Managers	Administrators	Assistants & Support Staff	Total Hours	Total Time Costs	Average Rates
From Jan 2003	Administration and Planning									
	Case Management	0.20	1.50	2.00	0.00	0.00	0.40	4.10	£ 1,043.20	254.44
	Closure	0.00	0.00	0.00	0.00	2.00	0.00	2.00	£ 264.00	132.00
	Receipts and Payments	0.00	0.10	0.20	0.00	0.00	0.00	0.30	£ 79.75	265.83
	Total	0.20	1.60	2.20	0.00	2.00	0.40	6.40	£ 1,386.95	216.71
	Realisation of Assets									
	Debtors & sales finance	0.00	1.40	0.00	0.00	0.00	0.00	1.40	£ 360.25	257.32
	Total	0.00	1.40	0.00	0.00	0.00	0.00	1.40	£ 360.25	257.32
	Creditors									
	Other Creditor Meetings and Reports	0.00	0.00	0.00	0.00	0.00	0.20	0.20	£ 14.30	71.50
	Total	0.00	0.00	0.00	0.00	0.00	0.20	0.20	£ 14.30	71.50
	Total Hours (From Jan 2003)	0.20	3.00	2.20	0.00	2.00	0.60	8.00	£ 1,761.50	220.19
	Total Time Cost (From Jan 2003)	£ 92.50	£ 756.25	£ 605.00	£ 0.00	£ 264.00	£ 43.75	£ 1,761.50		
Total Hours		0.20	3.00	2.20	0.00	2.00	0.60	8.00	£ 1,761.50	220.19
Total Time Cost		£ 92.50	£ 756.25	£ 605.00	£ 0.00	£ 264.00	£ 43.75	£ 1,761.50		
Average Rates		462.50	252.08	275.00	0.00	132.00	72.92	220.19		