

WU07

Notice of progress report in a winding-up by the court



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 8 2 1 2 3 1 6
Company name in full Hewlett Construction Limited

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

2 Liquidator's name

Full forename(s) Ashleigh William
Surname Fletcher

3 Liquidator's address

Building name/number 3rd Floor
Street Westfield House
Post town 60 Charter Row
County/Region Sheffield
Postcode S 1 3 F Z
Country

4 Liquidator's name ①

Full forename(s) Claire Elizabeth
Surname Dowson

① Other liquidator
Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Level Q Sheraton House, Surtees Way
Street Surtees Business Park
Post town Stockton-on-Tees
County/Region
Postcode T S 1 8 3 H R
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 0	^d 9	^m 1	^m 0	^y 2	^y 0	^y 2	^y 2
To date	^d 0	^d 8	^m 1	^m 0	^y 2	^y 0	^y 2	^y 3

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

X

Signature date

^c 1	^d 4	^r 1	^m 1	^y 2	^y 0	^y 2	^y 3
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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 **Adele Hazlehurst**

Company name **Begbies Traynor (SY) LLP**

Address
3rd Floor, Westfield House
60 Charter Row

Post town **Sheffield**

County/Region

Postcode **S 1 3 F Z**

Country

DX

Telephone **0114 2755033**



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.



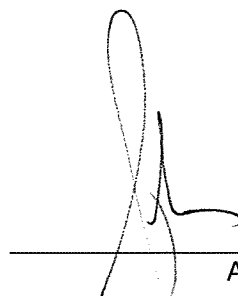
Further information

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

Hewlett Construction Limited
(In Liquidation)
Joint Liquidators' Summary of Receipts & Payments

Statement of Affairs £		From 09/10/2022 To 08/10/2023 £	From 09/10/2015 To 08/10/2023 £
	ASSET REALISATIONS		
	Bank Interest Gross	12.96	15.34
Uncertain	Book Debts	150,000.00	153,515.98
NIL	Book Debts Old Co Ledger BDO	NIL	NIL
	Deposit on Creditor's Petition	NIL	1,250.00
1,000.00	Furniture & Equipment	NIL	NIL
	Insolvency Service Account Interest	323.83	420.89
	Insurance Refund	NIL	10,806.72
Uncertain	Sundry Debtors	NIL	NIL
	Sundry Receipts	NIL	632.70
20,734.00	Surplus from Administration	NIL	20,734.00
		150,336.79	187,375.63
	COST OF REALISATIONS		
	Agents/Valuers Fees	45,000.00	45,352.58
	Bank Charges	88.00	704.00
	Corporation Tax	2.59	22.01
	Debt Collection Costs	NIL	520.79
	Disbursements	4,081.12	4,081.12
	DTI Cheque Fees	0.45	10.50
	Fees re: Pension Advice	NIL	5,004.94
	Legal Fees	33,146.97	42,765.97
	O.R. Debit Balance	NIL	2,400.00
	Outstanding Administration Fees	50,000.00	56,500.00
	Secretary of State Fees	12,070.08	19,543.81
	Specific Bond	785.00	785.00
	VAT Not Recoverable	2,557.29	2,557.29
		(147,731.50)	(180,248.01)
	PREFERENTIAL CREDITORS		
(116,805.08)	BIS RPO - National Insurance Fund	NIL	NIL
(47,706.56)	Employees - Preferential Creditors	NIL	NIL
		NIL	NIL
	UNSECURED CREDITORS		
(1,420,212.42)	BIS RPO - National Insurance Fund	NIL	NIL
(242,762.41)	Employees - Unsecured Creditors	NIL	NIL
(1,800,000.00)	Platform Black	NIL	NIL
(12,096,124.55)	Trade & Expense Creditors	NIL	NIL
		NIL	NIL
	DISTRIBUTIONS		
(1.00)	Ordinary Shareholders	NIL	NIL
		NIL	NIL
(15,701,878.02)		2,605.29	7,127.62
	REPRESENTED BY		
	Insolvency Services A/C		4,434.53
	VAT Receivable		2,693.09
			7,127.62



Ashleigh William Fletcher
Joint Liquidator

Hewlett Construction Limited (In Compulsory Liquidation)

High Court of Justice, Chancery Division,
Leeds District Registry No. 902 of 2015

Progress report

Period: 9 October 2022 to 8 October 2023

Important Notice

This progress report has been produced solely to comply with our statutory duty to report to creditors and members of the Company on the progress of the liquidation. The report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors and members for any purpose other than this report to them, or by any other person for any purpose whatsoever.

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1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	Hewlett Construction Limited (In Compulsory Liquidation)
"the liquidation"	The appointment of liquidators by the Court pursuant to Section 140 of the Act on 9 October 2015
"the liquidators", "we", "our" and "us"	Ashleigh William Fletcher of Begbies Traynor (SY) LLP, 3rd Floor, Westfield House, 60 Charter Row, Sheffield, S1 3FZ and Claire Elizabeth Dowson of Begbies Traynor (SY) LLP, 3rd Floor, Westfield House, 60 Charter Row, Sheffield, S1 3FZ
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act

2. COMPANY INFORMATION

Trading name(s):	None
Company registered number:	08212316
Company registered office:	3rd Floor, Westfield House, 60 Charter Row, Sheffield, S1 3FZ
Former trading address:	2175 Century Way, Thorpe Park, Leeds, West Yorkshire, LS15 8ZB

3. DETAILS OF APPOINTMENT OF LIQUIDATORS

Date of winding up order:	9 October 2015
Date of liquidators' appointment:	9 October 2015 – John Russell 9 October 2015 – Ashleigh William Fletcher

24 April 2017 – Gerald Maurice Krasner
10 November 2022 – Claire Elizabeth Dowson

Changes in liquidator (if any):

John Russell retired from office as Joint Liquidator of the Company. By an order of the High Court of Justice, dated 24 April 2017, Gerald Maurice Krasner of Begbies Traynor (Central) LLP was appointed Joint Liquidator in his place. Gerald Maurice Krasner is licenced as an Insolvency Practitioner by the Institute of Chartered Accountants in England and Wales.

Gerald Maurice Krasner has subsequently retired from office as Joint Liquidator of the Company. By an order of the High Court of Justice, dated 10 November 2022, Claire Elizabeth Dowson of Begbies Traynor (SY) LLP was appointed Joint Liquidator in his place. Claire Elizabeth Dowson is licenced as an Insolvency Practitioner by the Institute of Chartered Accountants in England and Wales.

4. PROGRESS DURING THE PERIOD COVERED BY THIS REPORT

This is our eighth progress report and should be read in conjunction with our previous progress reports.

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period from 9 October 2022 to 8 October 2023 which includes a comparison with the statement of affairs submitted by the Joint Liquidators. Detailed below is an explanation of the transactions which have occurred, during the period covered by this report.

Receipts

Book Debts

Funds in the sum of £150,000 in relation to book debts have been received into the estate during the period covered by this report.

Bank Interest Gross

Funds in the sum of £12.96 were received into the estate during the period covered by this report in relation to bank interest.

Insolvency Service Account Interest

The funds held in the estate bank account have earned interest in the sum of £323.83 during the period covered by this report.

Payments

DTI Cheque Fees

The Insolvency Service charge a fee of £1.10 on the issue of each cheque drawn from the account and a fee of 15p on each BACS payment made from the account. During the period covered by this report, fees amounting to 45p have been incurred.

Secretary of State Fees

All funds received in this matter are deposited in an account held with the Insolvency Service who charge a fee based on a percentage of funds paid into the account. During the period covered by this report, the Insolvency Service have charged fees totalling £12,070.08.

Specific Bond

We have obtained a statutory bond to cover all realisations in the estate. The premiums for such a bond, in the sum of £785, have been discharged from the funds in hand.

Outstanding Administration Fees

The Company was originally placed into administration before being placed into compulsory liquidation at the request of creditors. The former Joint Administrator's fees of £50,000 have been discharged in order to comply with the rule of priority of payments.

Disbursements

Disbursements incurred by the Joint Liquidators totalling £4,081.12 have been discharged as follows:

Mileage

Mileage costs of £9.90 have been incurred and discharged in relation to the Joint Liquidators travel costs.

Postage

Postage charges in the sum of £1,807.48 have been incurred and discharged in relation to the costs of issuing various ad-hoc postage and reports to creditors.

Storage

Funds in the sum of £2,263.74 have been drawn in relation to the costs of storing the Company's books and records.

Agent/Valuers Fees - Post Appointment

Fees of £45,000.00 have been paid to agents in relation to their assistance with realising the SP funds. Of this amount, £30,000.00 has been paid to Leslie Keats, with the balance of £15,000.00 being paid to Robin Hood Consulting.

Legal Fees – Post Appointment

The sum of £33,146.97.00 has been discharged in relation to legal fees. Of this, £12,500 has been paid to Irwin Mitchell Solicitors in relation to general legal advice during the course of the liquidation. The balance of £20,646.97 was paid to Thorntons LLP in relation to advice on the SP contract and legal action relating to the same.

Corporation Tax

The sum of £2.59 has been paid to HM Revenue & Customs ("HMRC") in respect of Corporation Tax incurred on bank interest.

Irrecoverable VAT

VAT in the sum of £2,557.29 has been written off as irrecoverable.

Bank Charges

We are required to operate an account with The Insolvency Service who charge a quarterly fee of £22. The bank charges incurred during the period covered by this report amount to £88.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website - <http://www.begbies-traynorgroup.com/work-details> Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 2. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment.

The details below relate to the work undertaken in the period of the report only. Our previous reports contain details of the work undertaken since our appointment.

General case administration and planning

The Joint Liquidators have ensured that both their electronic diaries and paper files have been reviewed with all statutory matters which have fallen due during the period covered by this report being completed as required.

All incoming and outgoing communications have been saved and/or scanned to our internal systems for future reference.

The above work has not provided a financial benefit to the Company's creditors however, such work was necessary in order to monitor the progress of the liquidation and ensure the Joint Liquidators meet statutory deadlines.

Compliance with the Insolvency Act, Rules and best practice

The Joint Liquidators have issued their previous and current report to the members of the liquidation committee providing an update on the matters that remain outstanding, together with their annual report to all creditors and the necessary forms being uploaded to the Registrar.

Time has also been spent carrying out periodic bond reviews to ensure that the case remains adequately bonded for throughout the liquidation process.

Banking duties have also been carried out by way of posting incoming and outgoing funds onto our internal systems and carrying out reconciliations to ensure all transactions are posted and balance correctly.

The above work is of a statutory nature which the Joint Liquidators cannot avoid however, such work has not provided any financial benefit to the Company's creditors in this matter.

Investigations

No time has been spent on investigations during the period covered by this report.

Realisation of assets

Previously, the Joint Liquidators have spent time liaising with Thorntons Solicitors ("Thorntons") and Leslie Keats ("LK") in relation to the debt which is believed to be due from Scottish Power ("SP"). This has included obtaining

updates from both Thorntons and LK and discussing the options available to the Joint Liquidators in pursuing SP. As advised above, steps have been taken to finalise a settlement agreement with SP. Time has also been spent ensuring receipt of the funds.

This has resulted in additional funds being received into the estate however as these funds have and will be used to defray the costs of the liquidation, there will be no benefit to creditors.

The above work has not resulted in any financial benefit being achieved to date by the Company's creditors however, we anticipate that it will result in income in the near future.

Trading

As the Company has not traded whilst in liquidation, no time has been spent on this particular matter.

Dealing with all creditors' claims (including employees), correspondence and distributions

The Joint Liquidators have arranged for their reports to be drafted and issued to the committee members which provided the members with an update on the matters which remain outstanding and any progress that has been made.

Time has also been spent corresponding with the Company's creditors by way of verbal and written communications in relation to their claims and queries within the liquidation.

The above work provides the Company's creditors with information that they require in order to assist them in understanding various processes within the liquidation proceedings however, such work does not provide any financial benefit in this regard.

Other matters which includes seeking decisions of creditors via the deemed consent procedure and/or decision procedures, tax, litigation, pensions and travel

Time has been spent corresponding with HMRC in relation to a potential VAT reclaim. The Joint Liquidators have recently received a VAT refund which is being used to discharge the outstanding costs of the case.

The above work has been of a financial benefit to the estate as funds received have been distributed in defraying the expenses of the estate.

5. ESTIMATED OUTCOME FOR CREDITORS

Details of the sums owed to each class of the Company's creditors were provided in our previous administration report, the final of which covered the period 27 May 2015 to 21 September 2015.

On the basis of realisations to date and estimated future realisations we estimate an outcome for each class of the Company's creditors as follows:

Secured creditor

As reported previously, should funds have been collected in relation to the Company's old debtor ledger, the Joint Liquidators would have needed to review whether any funds remained payable to Hewlett Civil Engineering Limited ("HCEL") and Hewlett Rail Limited ("HRL").

As no funds have been received from this ledger, there is no prospect of any realisations being achieved in this regard and as a result, no funds will be payable to the secured creditors.

Preferential creditors

As reported previously, preferential claims totalling £209,300.11 have been received within the liquidation proceedings. The sum of £164,214.80 relates to The Insolvency Services' claim with the remaining balance of £45,085.31 relating to employee claims over and above the statutory limit.

There are insufficient funds to allow a distribution to be made to this class of creditor.

Prescribed Part for unsecured creditors pursuant to Section 176A of the Act

Details of how the prescribed part is calculated were provided in our progress report for the period 9 October 2015 to 16 November 2015.

As stated above, as no funds have been realised in relation to the old debtor ledger, there will not be any distribution to either HCEL or HRL. As such, the prescribed part will not apply.

Unsecured creditors

Based upon realisations to date and estimated future realisations, there are insufficient funds to allow a distribution to this class of creditor.

6. REMUNERATION & EXPENSES

Remuneration

Our remuneration was originally fixed by the liquidation committee at the initial meeting held, by reference to the time properly given by us (as liquidators) and the various grades of our staff calculated at the prevailing hourly charge out rates of Begbies Traynor (SY) LLP in attending to matters arising in the winding up as set out in our fees estimate dated 6 November 2015 in the sum of £76,499.20.

Subsequently, at a further meeting on 16 May 2018, it was agreed that the Joint Liquidators' also be paid a percentage of realisations, details of which are below.

We are also authorised to draw expenses for services provided by our firm and/or entities within the Begbies Traynor group, in accordance with our firm's policy, which is attached at Appendix 2 of this report.

Our time costs for the period from 9 October 2022 to 8 October 2023 amount to £34,892.50 which represents 83.9 hours at an average rate of £415.88 per hour.

The following further information in relation to our time costs and expenses is set out at Appendix 2:

- ☐ Begbies Traynor (SY) LLP's charging policy
- ☐ Time Costs Analysis for the period 9 October 2022 to 8 October 2023
- ☐ Cumulative Time Costs Analysis for the period 9 October 2015 to 8 October 2023

To 8 October 2023, we have not drawn any funds on account of our remuneration, against total time costs of £344,492.50 incurred since the date of our appointment.

Time Costs Analysis

The Time Costs Analysis for the period of this report attached at Appendix 2 shows the time spent by each grade of staff on the different types of work involved in the case, and gives the total costs and average hourly rate charged for each work type. An additional analysis is also attached which details the time costs for the entire period for which we have administered the liquidation.

Whilst the Joint Liquidator have realised assets in relation to which approval has been obtained on a percentage of realisations basis, no such funds have been drawn due to limited funds. Detailed below is a table setting out the agreed fee basis for future realisations.

Description of asset	Value of assets realised in period of this progress report	Total value of assets realised since appointment	% remuneration agreed	Total fees drawn to date	Fees not drawn to date
SP Claim	£150,000	£150,000	20%	£0.00	£30,000

As can be seen from the information above, our initial estimate was exceeded however, the Joint Liquidators previously sought an amendment to their fee basis by way of a percentage of realisations basis which was approved by the committee at a meeting held on 16 May 2018. As a result, the Joint Liquidators fee estimate has not been exceeded in this regard.

Category 1 Expenses

To 8 October 2023, we have also discharged expenses in the sum of £121,180.82. Please note this contains funds in relation to agents fees and disbursements, bank charges, corporation tax, debt collection costs, postage, storage, DTI cheque fees, pension advice fees, legal fees and disbursements, O.R Debit Balance, Secretary of State Fees and specific bond fees.

Why have subcontractors been used?

As advised in previous reports, CRS were previously instructed to pursue the debt due from SP. CRS were chosen based on their knowledge and experience of dealing with similar claims. Robin Hood Consulting Limited ("RHCL") were subsequently instructed in place of CRS to continue to pursue SP. RHCL were chosen based on their previous knowledge of the claim, having provided technical assistance to CRS.

LK were instructed to pursue various other debts. LK were chosen based on their experience of collecting similar debts. In addition, LK were also instructed to provide assistance with the collection of SP debt and attend meetings with SP in order to progress and conclude the matter.

Thorntons have been instructed to assist with all legal matters relating to the SP debt. Thorntons were chosen based on their knowledge of Scottish Law and experience of dealing with similar matters.

Hlw Keeble Hawson ("Hlw") were initially instructed by the former joint administrators to provide legal advice. Hlw were the Company's former solicitors and therefore they were retained to assist the former joint administrators due to their knowledge of the Company.

Irwin Mitchell LLP ("Irwins") were subsequently instructed to assist in relation to claims against various connected parties. Due to the nature of the investigations and likelihood that legal action would be required, it was necessary for the Joint Liquidators to obtain legal advice from an independent party. Irwin's were chosen based on their ability to obtain insurance for any action against Mr Duffy, and due to their knowledge of dealing with similar matters.

In addition, Charterfields Limited ("Charterfields") were instructed within the previous administration of the case to assist with the disposal of the Company's assets.

Category 2 Expenses

In accordance with the approval obtained from the liquidation committee, the following Category 2 expenses have been charged to the case since our last report to creditors in accordance with our firm's policy, a copy of which is at Appendix 2.

Other amounts paid or payable to the office holder's firm	
Type and purpose	Amount £
Mileage	9.90
TOTAL	9.90

A copy of 'A Creditors' Guide to Liquidators Fees (E&W) 2021' which provides guidance on creditors' rights on how to approve and monitor a Liquidator's remuneration and on how the remuneration is set can be obtained online at www.begbies-traynor.com/creditorsguides Alternatively, if you require a hard copy of the Guide, please contact our office and we will arrange to send you a copy.

7. LIQUIDATORS' EXPENSES

A statement of the expenses incurred during the period of this progress report is attached at Appendix 3. A cumulative statement showing the total expenses incurred since the date of our appointment also appears at Appendix 3.

Expenses actually incurred compared to those that were anticipated

Creditors will recall that we estimated that the revised expenses of the liquidation would total £107,208.00 plus various percentages due to professionals in relation to debtor realisations. This estimate has been exceeded but as these are Category 1 expenses we do not need further approval to draw them.

8. ASSETS THAT REMAIN TO BE REALISED AND WORK THAT REMAINS TO BE DONE

General case administration and planning

The Joint Liquidators will continue to complete their periodic six monthly case reviews to ensure that all matters within the liquidation are completed on the relevant statutory due dates. In addition, the case specific diaries will continue to be updated in order that the Joint Liquidators are able to monitor matters which remain outstanding, together with the completion of their statutory checklists.

Documentation will continue to be scanned onto the system to ensure that all correspondence is saved electronically.

The above work will not provide any financial benefit to the Company's creditors however, such work will assist the Joint Liquidators in ensuring that the liquidation progresses to closure as soon and as efficiently as possible.

Compliance with the Insolvency Act, Rules and best practice

The Joint Liquidators will continue to prepare and issue their annual reports and committee reports to all relevant parties on the statutory due dates in order to provide the necessary updates, with regard to the matters which remain outstanding in the liquidation.

The estate bank account will continue to be monitored and reconciled against our internal system to ensure that all receipts and payments are being accounted for throughout the liquidation.

The Joint Liquidators will continue to complete periodic bond reviews to ensure that the case remains adequately bonded for insurance purposes.

Once all matters have been finalised within the liquidation proceedings, a closure review will be compiled to ensure that all matters are concluded prior to the commencement of the closure process. A final report will then be prepared and issue to the committee members and the Company's creditors as well as to the Registrar of Companies, along with the necessary notices.

The above works will not result in a better financial return to the Company's creditors however, as these works are required by statute, the same cannot be avoided.

Investigations

It is not anticipated that any further investigations will be carried out in this matter.

Realisation of assets

No further time will be spent in this regard.

Trading

The Company has not traded whilst in liquidation therefore, no time will be incurred in this regard.

Other matters which includes seeking decisions of creditors via the deemed consent procedure and/or decision procedures, meetings, tax, litigation, pensions and travel

The Joint Liquidators will continue to liaise with the Company's creditors by way of verbal and written communications in relation to their claims within the liquidation and any queries which they have in relation to the liquidation in general.

The above works will not provide any financial benefit to the Company's creditors but will ensure that creditors are kept up to date with the liquidation proceedings.

Other matters which includes seeking decisions of creditors via the deemed consent procedure and/or decision procedures, meetings, tax, litigation, pensions and travel

The Joint Liquidators will compile their Corporation Tax Returns, if required, and arrange for these to be submitted to HMRC as and when they fall due.

The above works will not provide any financial benefit to creditors, however such work is a statutory requirement which must be adhered to and therefore costs cannot be avoided.

How much will this further work cost?

The 'further work' detailed above has always been anticipated, but at this point in the proceedings, it has not yet been carried out and completed. As you know, this work is necessary in order that we may complete the liquidation as envisaged. The future fees of the Joint Liquidators' are based on a percentage of realisations and therefore the costs of future works are irrelevant.

Expenses

Details of the expenses that we expect to incur in connection with the work that remains to be done referred to above are as set out in the estimate of revised expenses sent to the creditors committee on 24 April 2020 and

subsequently the creditors, which included all of the expenses that we anticipate that we will incur throughout the liquidation.

What is the anticipated payment for administering the case in full?

Although we estimated previously that the cost of the work will be in the region of £76,499.20 as detailed within our initial fee estate, as detailed in Section 6, the Joint Liquidators previously sought an amendment to their ongoing fee basis with any additional remuneration over and above the previously agreed fee estimate (detailed above), being payable as a percentage of realisations basis. This was approved by the creditors committee on 16 May 2018. All additional costs incurred over and above the funds available and the agreed fee basis, will be written off. However, please note that should there be additional or unexpected asset realisations, we will look to draw our remuneration from those too, capped at the level that the committee approved.

9. OTHER RELEVANT INFORMATION

Investigations

You may be aware that a liquidator has a duty to enquire into the affairs of an insolvent company to determine its property and liabilities and to identify any actions which could lead to the recovery of funds. We can confirm that we have discharged our duties in these respects.

Connected party transactions

We have not been made aware of any sales of the Company's assets to connected parties.

Use of personal information

Please note that in the course of discharging our statutory duties as Joint Liquidators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at <https://www.begbies-traynorgroup.com/privacy-notice>. If you require a hard copy of the information, please do not hesitate to contact us.

10. CREDITORS' RIGHTS

Right to request further information

Pursuant to Rule 18.9 of the Rules, within 21 days of the receipt of this report a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors, including that creditor, (or an unsecured creditor with less than 5% in value of the unsecured creditors, but with the permission of the court) may request in writing that we provide further information about our remuneration or expenses which have been incurred during the period of this progress report.

Right to make an application to court

Pursuant to Rule 18.34 of the Rules, any secured creditor or any unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors including that creditor, (or any unsecured creditors with less than 10% in value of the unsecured creditors, but with the permission of the court) may within 8 weeks of receipt of this progress report make an application to court on the grounds that the remuneration charged or the expenses incurred during the period of this progress report are excessive or, in relation to the basis fixed for our remuneration, inappropriate.

11. CONCLUSION

We will report again in approximately twelve months time or at the conclusion of the liquidation, whichever is the sooner.

A handwritten signature in black ink, appearing to read 'Ashleigh William Fletcher'.

Ashleigh William Fletcher
Joint Liquidator

Dated: 14 November 2023

ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 9 October 2022 to 8 October 2023

Hewlett Construction Limited (In Liquidation) Joint Liquidators' Summary of Receipts & Payments

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	Bank Interest Gross	12.96
Uncertain	Book Debts	150,000.00
NIL	Book Debts Old Co Ledger BDO	NIL
	Deposit on Creditor's Petition	NIL
1,000.00	Furniture & Equipment	NIL
	Insolvency Service Account Interest	323.83
	Insurance Refund	NIL
Uncertain	Sundry Debtors	NIL
	Sundry Receipts	NIL
20,734.00	Surplus from Administration	NIL
		150,336.79
	COST OF REALISATIONS	
	Agents/Valuers Fees	45,000.00
	Bank Charges	88.00
	Corporation Tax	2.59
	Debt Collection Costs	NIL
	Disbursements	4,081.12
	DTI Cheque Fees	0.45
	Fees re: Pension Advice	NIL
	Legal Fees	33,146.97
	O.R. Debit Balance	NIL
	Outstanding Administration Fees	50,000.00
	Secretary of State Fees	12,070.08
	Specific Bond	785.00
	VAT Not Recoverable	2,557.29
		(147,731.50)
	PREFERENTIAL CREDITORS	
(116,805.08)	BIS RPO - National Insurance Fund	NIL
(47,706.56)	Employees - Preferential Creditors	NIL
		NIL
	UNSECURED CREDITORS	
(1,420,212.42)	BIS RPO - National Insurance Fund	NIL
(242,762.41)	Employees - Unsecured Creditors	NIL
(1,800,000.00)	Platform Black	NIL
(12,096,124.55)	Trade & Expense Creditors	NIL
		NIL
	DISTRIBUTIONS	
(1.00)	Ordinary Shareholders	NIL
		NIL
(15,701,878.02)		2,605.29
	REPRESENTED BY	
	Insolvency Services A/C	4,434.53
	VAT Receivable	2,693.09
		7,127.62

TIME COSTS AND EXPENSES

- a. Begbies Traynor (SY) LLP's charging policy;
- b. Time Costs Analysis for the period from 9 October 2022 to 8 October 2023
- c. Cumulative Time Costs Analysis for the period from 9 October 2015 to 8 October 2023.

INTRODUCTION

This policy applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the creditors' decision being made for the office holder to be remunerated on a time cost basis. Best practice guidance* requires that such information should be disclosed to those who are responsible for approving the basis of an office holder's remuneration. Within our fee estimate creditors can see how we propose to be remunerated.

This policy applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. It also applies where payments are to be made to parties other than the firm, but in relation to which the office holder, the firm or any associate has an interest. Best practice guidance* indicates that such charges should be disclosed to those who are responsible for approving the basis of the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of their staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded in 6 minute units at the individual's hourly rate in force at that time which is detailed below.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF INSOLVENT ESTATES

Expenses are payments from the estate which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also include disbursements, which are expenses that are initially paid by the office holder's own firm, but which are subsequently reimbursed from the estate when funds are available.

Best practice guidance classifies expenses into two broad categories:

- ❑ *Category 1 expenses (approval not required)* - Specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- ❑ *Category 2 expenses (approval required)* - Items of expenditure that are directly related to the case and either:
 - (i) include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party; or
 - (ii) are items of expenditure which are payable to an associate of the office holder and/or their firm.

* STATEMENT OF INSOLVENCY PRACTICE 9, (SIP9) – PAYMENTS TO INSOLVENCY OFFICE HOLDERS AND THEIR ASSOCIATES FROM AN ESTATE

Shared or allocated costs (pursuant to (i) above)

The following expenses include an element of shared or allocated cost and are charged to the case (subject to approval).

- ☐ Internal meeting room usage for the purpose of physical meetings of creditors is charged at the rate of £100 (London £150) per meeting
- ☐ Car mileage which is charged at the rate of 45 pence per mile

General Office Overheads.

The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 expense*:

- ☐ Telephone and facsimile
- ☐ Printing and photocopying
- ☐ Stationery

BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Sheffield office as at the date of this report are as follows:

Grade of staff	Charge-out rate range (£ per hour) 10th July 2023 until further notice
Appointment taker/partner	560-640
Managers/directors	415-540
Other professional	215-300
Junior professional/support	170

Grade of staff	Charge-out rate (£ per hour) 1 January 2022 until 9 July 2023
Partner	545
Director	490
Senior Manager	435
Manager	380
Assistant Manager	275
Senior Administrator	240
Administrator	195
Junior Administrator	155
Cashier	155
Secretarial	155

Prior to 31 December 2021, the following rates applied:

Grade of staff	Charge-out rate (£ per hour)
Partner	495
Director	445
Senior Manager	395
Manager	345
Assistant Manager	250
Senior Administrator	225
Administrator	175
Junior Administrator	140
Cashier	140
Secretarial	140

Prior to 1 December 2018, the following rates applied:

Grade of staff	Charge-out rate (£ per hour)
Partner	395
Director	345
Senior Manager	310
Manager	265
Assistant Manager	205
Senior Administrator	175
Administrator	135
Junior Administrator	120
Support	60-110

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

As detailed above, time is recorded in 6 minute units.

SIP9 Hewlett - Winding Up Compulsory - 91HE004.WUC : Time Costs Analysis From 09/10/2022 To 08/10/2023

[illegible]

SIP9 Hewlett - Winding Up Compulsory - 91HE004.WUC : Time Costs Analysis From 09/10/2015 To 08/10/2023

[illegible]

STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £	Amount discharged £	Balance (to be discharged) £
Expenses incurred with entities not within the Begbies Traynor Group				
Agents/Valuers Fees	Robin Hood Consulting Leslie Keats	30,000.00 15,000.00	45,000.00	Nil
Bank Charges	The Insolvency Service	88.00	88.00	Nil
Corporation Tax	HMRC	2.59	2.59	Nil
Postage	Postworks	1,807.48	1,807.48	Nil
Storage	Restore	2,263.74	2,263.74	Nil
DTI Cheque Fees	Department of Trade & Industry	0.45	0.45	Nil
Legal Fees	Thorntons Irwin Mitchell	20,646.97 12,500.00	33,146.97	Nil
Administration Fees	Begbies Traynor (SY) LLP	50,000.00	50,000.00	Nil
Secretary of State Fees	The Insolvency Service	12,070.08	12,070.08	Nil
Specific Bond	Aon UK Limited	120.00	120.00	Nil
Specific Bond	Willis Limited	528.00	528.00	Nil
Specific Bond	Marsh Limited	137.00	137.00	
Expenses incurred with entities within the Begbies Traynor Group				
Mileage	Begbies Traynor	9.90	9.90	Nil

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Agents Fees	Charterfields Limited Robin Hood Consulting Leslie Keats	260.40 30,000.00 15,000.00
Agents Disbursements	Charterfields Limited	92.18
Bank Charges	The Insolvency Service	704.00
Corporation Tax	HMRC	22.01
Debt Collection Costs	Commercial Assets Management	520.79
DTI Cheque Fees	Department of Trade & Industry	10.50
Pension Advice	Fyfe Financial Limited PJG Financial Services Ltd	100.00 4,904.94
Legal Fees	Irwin Mitchell Hlw Keeble Hawson Thorntons Irwin Mitchell	140.00 5,000.00 20,646.97 12,500.00
Legal Disbursements	Hlw Keeble Hawson Thorntons	2,083.00 2,396.00
O.R. Debit Balance	Official Receiver	2,400.00
Secretary of State Fees	Department of Trade and Industry Insolvency Services Account	19,543.81
Specific Bond	Willis/Aon (UK) Limited/Marsh	785.00
Mileage	Begbies Traynor (SY) LLP	9.90
Postage	Royal Mail/Postworks	1,807.48
Storage Charges	Restore	2,263.74