

# 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](http://www.gov.uk/companieshouse)

### 1 Company details

Company number 0 9 2 5 5 1 0 4

Company name in full Tempus Energy Technology Ltd

#### → Filling in this form

Please complete in typescript or in  
bold black capitals.

### 2 Liquidator's name

Full forename(s) Siann

Surname Huntley

### 3 Liquidator's address

Building name/number Leonard Curtis

Street Sophia House

28 Cathedral Road

Post town Cardiff

County/Region

Postcode C F 1 1 9 L J

Country

### 4 Liquidator's name ①

Full forename(s) Andrew

Surname Beckingham

#### ① Other liquidator

Use this section to tell us about  
another liquidator.

### 5 Liquidator's address ②

Building name/number Leonard Curtis

Street Sophia House

28 Cathedral Road

Post town Cardiff

County/Region

Postcode C F 1 1 9 L J

Country

#### ② Other liquidator

Use this section to tell us about  
another liquidator.

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**6** Period of progress report

From date	<sup>d</sup> 0	<sup>d</sup> 2	<sup>m</sup> 1	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 2
To date	<sup>d</sup> 0	<sup>d</sup> 1	<sup>m</sup> 1	<sup>m</sup> 1	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 3

**7** Progress report

☒ The progress report is attached

**8** Sign and date

Liquidator's signature

Signature

X *Shreej*

X

Signature date

<sup>d</sup> 0	<sup>d</sup> 5	<sup>m</sup> 1	<sup>m</sup> 2	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 2	<sup>y</sup> 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 **Nicola Harcombe**

Company name **Leonard Curtis**

Address **Sophia House**

**28 Cathedral Road**

**Cardiff**

Post town

County/Region

Postcode **C F 1 1 9 L J**

Country

DX

Telephone **02921 921 660**

**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)**

Tempus Energy Technology Ltd  
(In Compulsory Liquidation)

Company Number: 09255104

High Court of Justice, Business and Property Courts of England and Wales Number CR-2020-000036

Former Registered Office: Sophia House, 28 Cathedral Road, Cardiff CF11 9LJ

Trading Address:

**Joint Liquidators' Third Progress Report**  
pursuant to Rule 18.3 of the Insolvency (England and Wales) Rules 2016

Report period  
2 November 2022 to 1 November 2023

5 December 2023

Siann Huntley and Andrew Beckingham - Joint Liquidators

Leonard Curtis

Sophia House, 28 Cathedral Road,  
Cardiff CF11 9LJ

Tel: 02921 921 660 Fax: 02921 921 661  
creditors@leonardcurtis.co.uk

Ref: C/43/NFH/TA88B/1010

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### TO ALL MEMBERS, CREDITORS AND THE REGISTRAR OF COMPANIES

#### 1 INTRODUCTION

- 1.1 Siann Huntley and Andrew Beckingham were appointed Joint Liquidators of Tempus Energy Technology Ltd (“the Company”) on 2 November 2020 following the making of a winding-up order on 2 November 2020.
- 1.2 Siann Huntley and Andrew Beckingham are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 19130 and 8683, respectively.
- 1.3 There has been no change in office holder since the date of the Liquidator’s appointment set out in section 1.1 above.
- 1.4 This report provides an update on the conduct of the Liquidation for the period from 2 November 2022 to 1 November 2023, as required by Rule 18.3 of the Insolvency (England and Wales) Rules 2016 (“the Rules”). It contains details of the progress made, the expected outcome for creditors and other information that the Joint Liquidators are required to disclose and should be read in conjunction with the previous progress report dated 15 December 2022.
- 1.5 All figures are stated net of VAT.

#### 2 CONDUCT OF THE LIQUIDATION

- 2.1 The Company’s registered office was changed to Leonard Curtis, Sophia House, 28 Cathedral Road, Cardiff CF11 9LJ on 13 January 2020.

##### Assets Realised

- 2.2 The Company was party to court proceedings prior to the liquidation, whereby security was lodged at court in the total of £150,000. Legal advice given to the Joint Liquidators indicated the Company held an interest in some of these funds and an application was made to court in this regard. Unfortunately, the court determined that while the Company was due £30,000, costs of £19,400 were to be borne by the Company and paid as an expense of the liquidation. After these costs and counsel’s fees were deducted from the award, there were no funds available to the liquidation estate.
- 2.3 The sum of £215.53 was received during the period of this report in respect of a HMRC refund for VAT recoverable from the Administration.

##### Assets Still to be Realised

- 2.4 There are no further assets to be realised.

#### 3 RECEIPTS AND PAYMENTS ACCOUNT

- 3.1 A summary of the Joint Liquidators’ receipts and payments for the entire period of the liquidation, including the period from 2 November 2022 to 1 November 2023, is attached at Appendix A.

#### 4 OUTCOME FOR CREDITORS

##### Secured Creditors

- 4.1 As previously advised, although Companies House indicates that Origin Energy Limited hold two charges dated 2 August 2018 and 21 December 2018, our solicitors have advised that the documentation registered in both cases consist of loan agreements, not debenture documentation, therefore there are no charging provisions. Given the dates on which the documents were submitted any charge documents are now out of time for registering. Therefore, there is no valid security registered against the Company.

### Preferential Creditors

4.2 As at the date of Liquidation, no preferential claims were anticipated.

4.3 No claims have been received.

### Prescribed Part

4.4 As the Company has no unsatisfied floating charges created on or after 15 September 2003, there will be no requirement to set aside a prescribed part in this case.

### Ordinary Unsecured Creditors

4.5 As at the date of Liquidation, there were 7 ordinary unsecured creditors, with estimated claims totalling £1,090,772.79.

4.6 The funds realised have already been distributed or used or allocated for paying the expenses of the Liquidation. As a result, there will be no dividend to the ordinary unsecured creditors.

4.7 The Joint Liquidators have collated and acknowledged (where requested) the claims of the ordinary unsecured creditors, although, in view of the fact that there will be no distribution to this class of creditor, unsecured claims have not been formally agreed.

## 5 INVESTIGATIONS

5.1 As previously reported, following the initial assessment, no detailed investigations were considered to be required by the Joint Liquidator. Nothing further has been brought to the attention of the Joint Liquidators during the period of this report.

## 6 JOINT LIQUIDATORS' REMUNERATION, **EXPENSES AND CREDITORS' RIGHTS**

### Remuneration

6.1 The Joint Administrator's fees were set as a fixed amount of £30,000 by way of a Court order dated 2 November 2020. Fees of £3,846.75 have been paid to the Joint Administrators and the remaining costs have been written off.

6.2 For information only, the Joint Liquidators' time costs from 2 November 2022 to 1 November 2023 are £5,435.00, which represents 16.1 hours at an average hourly rate of £337.58. Attached at Appendix B is a time analysis which provides details of the activity costs incurred by staff grade during the period from 2 November 2021 to 1 November 2023. Attached at Appendix C is a time analysis for the entire Liquidation period from 2 November 2020 to 1 November 2023. Total time costs from the commencement of the Liquidation amount to £58,634.00.

6.3 At Appendix D is a detailed description of work undertaken attributable to each category of time costs and an explanation of why it was necessary for that work to be performed.

6.4 There have been insufficient realisations in the Liquidation with which to pay any Joint Liquidators' remuneration.

### Expenses

6.5 A comparison of the Joint Liquidators' expenses from 2 November 2020 to 1 November 2023 and the Joint Liquidators' statement of likely expenses is attached at Appendix E. To assist creditors' understanding of this information, it has been separated into the following two categories:

- **Standard Expenses:** this category includes expenses payable by virtue of the nature of the liquidation process and / or payable in order to comply with legal or regulatory requirements.
- **Case Specific Expenses:** this category includes expenses likely to be payable by the Joint Liquidators in carrying out their duties in dealing with issues arising in this particular Liquidation. Included within this category are costs that are directly referable to the Liquidation but are not paid to an independent third party (and which may include an element of allocated costs). These are known as 'category 2 expenses' and they may not be drawn without creditor approval.

With effect from 1 April 2021, the Joint Liquidators are also required to disclose to those responsible for approving our remuneration whether any payments we intend to make from an insolvency estate are to associates of Leonard Curtis. Payments to associates are subject to the same level of approval as the office holder's fees and category 2 expenses. Further details are included at Appendix E and F.

- 6.6 There are no funds available in the liquidation for payment of these expenses and they will therefore be borne by Leonard Curtis.
- 6.7 Attached at Appendix F is additional information in relation to the firm's policy on staffing, the use of subcontractors, expenses and details of current charge-out rates by staff grade. Please be aware that the firm's charge out rates have been amended with effect from 1 March 2021.
- 6.8 No professional advisors, including subcontractors, have been used during the Liquidation.

### **Creditors' Rights**

- 6.9 Under Rule 18.9 of the Rules, within 21 days of receipt of this report, a secured creditor, or an unsecured creditor with either the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or with the permission of the court, may request in writing that the Joint Liquidators provide further information about their remuneration or expenses which have been itemised in this report.
- 6.10 Under Rule 18.34 of the Rules, 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 within eight weeks of receipt of the progress report that first reports the fee basis, the charging of the remuneration or the incurring of the expenses in question, make an application to court on the grounds that, in all the circumstances, the basis fixed for the Joint Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Joint Liquidators, as set out in the progress report, are excessive.
- 6.11 Unless the court orders otherwise, the costs of the application shall be paid by the applicant and are not payable as an expense of the Liquidation.

## **7 MATTERS STILL TO BE DEALT WITH**

- 7.1 Matters still to be dealt with before conclusion of the Liquidation include the following:
- Recovery of VAT remaining VAT from prior administration;
  - Winding up of Company pension scheme;
  - Case closure procedures.

## **8 OTHER MATTERS**

- 8.1 For your information, Liquidation: A Guide for Creditors on Insolvency Practitioner Fees, version 1 April 2021, which sets out the rights of creditors and other interested parties under the insolvency legislation, may be accessed via the following link:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/>



8.2 If you would prefer this to be sent to you in hard copy form, please contact Nicola Harcombe of this office on 02921 921 660.

8.3 Creditors are also encouraged to visit the following website, which provides a step by step guide designed to help creditors navigate through an insolvency process:

<http://www.creditorinsolvencyguide.co.uk>

8.4 The Joint Liquidators are bound by the Insolvency Code of Ethics, which can be found at:

<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>

## 9 DATA PROTECTION

9.1 When submitting details of your claim in the liquidation, you may disclose personal data to us. The processing of personal data is regulated in the UK by the General Data Protection Regulation EU 2016/679 as supplemented by the Data Protection Act 2018, together with other laws which relate to privacy and electronic communications. We act as Data Controller in respect of personal data we obtain in relation to this liquidation and are therefore responsible for complying with Data Protection Law in respect of any personal data we process. Our privacy notice, which is attached at Appendix H, explains how we process your personal data. Terms used in this clause bear the same meanings as are ascribed to them in Data Protection Law.

Yours faithfully



SIANN HUNTLEY  
JOINT LIQUIDATOR

Siann Huntley and Andrew Beckingham are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 19130 and 8683, respectively

SUMMARY OF JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS  
FROM 2 NOVEMBER 2020 TO 1 NOVEMBER 2023

	Estimated to realise £	Previous periods £	This period £	Cumulative £
<b>RECEIPTS</b>				
Funds Held at Court	60,000.00	30,000.00	Nil	30,000.00
Barclays Charges Refund	Nil	2,213.38	Nil	2,213.38
VAT recovered from Administration	-	Nil	215.53	215.53
Bank Interest	Nil	55.19	Nil	55.19
	<u>60,000.00</u>	<u>32,268.57</u>	<u>215.53</u>	<u>32,484.10</u>
<b>PAYMENTS</b>				
OR General Fee		6,000.00	Nil	6,000.00
OR Administration Fee		5,000.00	Nil	5,000.00
Secretary of State Legal Costs Award		19,400.00	Nil	19,400.00
Francis Wilks & Jones Legal Fees		8,879.32	Nil	8,879.32
Bank Charges		176.00	88.00	264.00
		<u>39,455.32</u>	<u>88.00</u>	<u>39,543.32</u>
<b>Balance in Hand</b>		<u>(7,186.75)</u>	<u>127.53</u>	<u>(7,059.22)</u>
<b>Represented By</b>				
Insolvency Services Account		(8,962.62)	1,903.40	(7,059.22)
VAT Control Account		1,775.87	(1,775.87)	Nil
		<u>(7,186.75)</u>	<u>127.53</u>	<u>(7,059.22)</u>

Note: This account has been reconciled with that held by the Insolvency Service

## SUMMARY OF JOINT LIQUIDATORS' TIME COSTS FROM 2 NOVEMBER 2022 TO 1 NOVEMBER 2023

	Director		Manager 1		Manager 2		Administrator 1		Administrator 3		Total		Average Hourly Rate £
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	
Statutory and Review	4	220.00	2	83.00	8	292.00	2	59.00	-	-	16	654.00	408.75
Receipts and Payments	1	55.00	4	166.00	12	438.00	26	767.00	5	122.50	48	1,548.50	322.60
Insurance	-	-	7	290.50	30	1,095.00	22	649.00	6	147.00	65	2,181.50	335.62
Liabilities	-	-	8	332.00	3	109.50	19	560.50	-	-	30	1,002.00	334.00
General Administration	-	-	-	-	-	-	-	-	2	49.00	2	49.00	245.00
Total	5	275.00	21	871.50	53	1,934.50	69	2,035.50	13	318.50	161	5,435.00	
Average Hourly Rate (£)		<u>550.00</u>		<u>415.00</u>		<u>365.00</u>		<u>295.00</u>		<u>245.00</u>		<u>337.58</u>	
All Units are 6 minutes													

SUMMARY OF JOINT LIQUIDATORS' TIME COSTS FOR THE PERIOD  
FROM 2 NOVEMBER 2020 TO 1 NOVEMBER 2023

	Director		Senior Manager		Manager 1		Manager 2		Administrator 1		Administrator 2		Administrator 3		Administrator 4		Total		Average
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Hourly Rate £
Statutory and Review	151	8,157.50	2	89.00	51	2,078.50	47	1,709.50	5	147.50	20	530.00		-	-	-	276	12,712.00	460.58
Receipts and Payments	6	317.50		-	142	5,787.00	133	4,804.50	32	944.00		-	5	122.50	10	173.00	328	12,148.50	370.38
Insurance	-	-	-	-	31	1,244.50	72	2,584.00	28	826.00		-	12	294.00	6	105.00	149	5,053.50	339.16
Assets	132	7,160.00		-	73	2,981.50	14	499.00		-	-	-	-	-	-	-	219	10,640.50	485.87
Liabilities	22	1,155.00		-	59	2,438.50	58	2,117.00	25	737.50		-	-	-	-	-	164	6,448.00	393.17
General Administration	93	5,025.00		-	6	245.00	25	902.50	2	59.00		-	2	49.00	22	374.00	150	6,654.50	443.63
Appointment	-	-	-	-	126	4,977.00		-	-	-	-	-	-	-	-	-	126	4,977.00	395.00
<hr/>																			
Total	404	21,815.00	2	89.00	488	19,752.00	349	12,616.50	92	2,714.00	20	530.00	19	465.50	38	652.00	1,412	58,634.00	
<hr/>																			
Average Hourly Rate (£)	<u>539.98</u>		<u>445.00</u>		<u>404.75</u>		<u>361.50</u>		<u>295.00</u>		<u>265.00</u>		<u>245.00</u>		<u>171.58</u>		<u>415.25</u>		
All Units are 6 minutes																			

## DETAILED NARRATIVE OF WORK PERFORMED BY THE JOINT LIQUIDATORS AND THEIR STAFF

### Statutory and Review

This category of activity encompasses work undertaken for both statutory and case-management purposes. Whilst this work will not directly result in any monetary value for creditors, it will ensure that the case is managed efficiently and resourced appropriately, which will be of benefit to all creditors. The work to be carried out under this category will comprise the following:

- Case-management reviews. These will be carried out periodically throughout the life of the case. A month one review is undertaken by the firm's compliance team to ensure that all statutory and best practice matters have been dealt with appropriately. As the case progresses, further six monthly reviews are undertaken to ensure that the case is progressing as planned. To date five six monthly reviews have been carried out, two of which were carried out during the period of this report.
- Allocation of staff, management of staff, case resourcing and budgeting.
- Review of time costs data to ensure accurate posting of time and to ensure compliance with Statement of Insolvency Practice 9.
- Review of work carried out by more junior members of staff to ensure quality of work and adherence to standards, legislation and best practice.

### Receipts and Payments

This category of work will not result in a direct financial benefit for creditors; however, close monitoring of case bank accounts is essential to ensure that bank interest is maximised where possible, estate expenses are properly managed and kept to a minimum and amounts payable to creditors are identified and distributed promptly.

- Management of case bank account to ensure compliance with relevant risk management procedures.
- Regular review of the accounts by senior member of staff.
- Preparation of periodic receipts and payments accounts for inclusion in statutory reports. To date three periodic receipt and payment accounts have been prepared, including the account for this report.
- Timely completion of all post-appointment tax and VAT returns.
- Managing estate expenses.

### Insurance, Bonding and Pensions

Insolvency Practitioners are obliged to comply with certain statutory requirements when conducting their cases. Some of these requirements are in place to protect Company assets (see insurance and bonding matters below), whilst requirements in respect of Company pension schemes are there to protect the pension funds of Company employees. Whilst there is no direct financial benefit to Company creditors in dealing with these, close control of case expenditure is crucial to delivering maximum returns to the appropriate class of creditor.

- Periodic review of bonding requirements to ensure that creditors are appropriately protected. The bond is reviewed upon each large receipt of monies into the case and also at three month intervals in accordance with best practice. To date eleven three monthly reviews have been carried out, four of which were carried out during the period of this report.

### Assets

The work set out in this category may bring a financial benefit for creditors. This may be a distribution to secured creditors only, or may, depending on realisations, costs and the extent of any 3<sup>rd</sup> party security, result in a distribution to the preferential and / or unsecured creditors.

- The only asset realised during the period of this report is in respect of a refund from HMRC for VAT reclaimed during the preceding Administration.

## Liabilities

This category of time includes both statutory and non-statutory matters and will not necessarily bring any financial benefit to creditors generally. The more employees and creditors the Company has, the more time and cost will be involved in dealing with those claims.

### Statutory

- Processing of claims from the Company's creditors – All claims received from the Company's 7 creditors will be logged. In this instance, it is not anticipated that there will be sufficient funds available to enable a distribution to be made to the unsecured creditors of the Company and therefore claims are not being formally agreed at this stage.
- Preparation and submission of periodic progress reports to creditors. To date two periodic progress reports have been prepared and submitted. One was prepared and submitted during the period of this report.

### Non statutory

- Dealing with enquiries from the Company's creditors – This will include dealing with creditors general queries by post, telephone and email. Time will also be incurred providing updates to the secured creditors on the progress of the liquidation.

## SUMMARY OF JOINT LIQUIDATORS' EXPENSES FROM 2 NOVEMBER 2020 TO 1 NOVEMBER 2023

## Standard Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Bond Fee	Insolvency Risk Services	Insurance bond	25.00	Nil	Nil	25.00
Remote Postage	Postworks Limited	Extraction of company information from Companies House	9.17	1.92	Nil	9.17
Document Hosting	Pelstar Limited	Uploads of creditor reports *	14.00	7.00	Nil	14.00
Software Licence Fee	Pelstar Limited	Case management system licence fee *	87.00	Nil	Nil	87.00
Statutory Advertising	Courts Advertising	Advertising	91.80	Nil	Nil	91.80
		Total standard expenses	226.97	8.92	Nil	226.97

\* Payment to Associate requiring specific creditor / committee approval if incurred and / or drawn between 1 April 2021 and 31 December 2022

## Case Specific Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Legal Fees **	Francis, Wilkes & Jones	Costs of appointed solicitors	8,879.32	Nil	8,879.32	Nil
Legal Costs Award**	Secretary of State	Court Ordered Legal Costs	19,400.00	Nil	19,400.00	Nil
		Total standard expenses	28,279.32	Nil	28,279.32	Nil

\*\* These costs were deducted from the award in relation to the funds held in court and did not pass through the liquidation account

## LEONARD CURTIS POLICY REGARDING FEES AND EXPENSES

The following Leonard Curtis policy information is considered to be relevant to creditors:

## Staff Allocation and Charge Out Rates

We take an objective and practical approach to each assignment which includes active director involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case. Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is not charged.

Where it has been agreed by the appropriate body of creditors that the office holders' remuneration will be calculated by reference to the time properly given by the office holders and their staff in attending to matters as set out in a fees estimate, then such remuneration will be calculated in units of 6 minutes at the standard hourly rates given below. In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to request and obtain authority from the appropriate body of creditors that their remuneration on such time shall be charged at the higher complex rates given below.

The following hourly charge out rates apply to all assignments undertaken by Leonard Curtis:

	6 Jan 2014 onwards		1 Aug 2019 onwards		1 March 2021 onwards	
	Standard	Complex	Standard	Complex	Standard	Complex
	£	£	£	£	£	£
Director	450	562	525	656	550	688
Senior Manager	410	512	445	556	465	581
Manager 1	365	456	395	494	415	518
Manager 2	320	400	345	431	365	456
Administrator 1	260	325	280	350	295	369
Administrator 2	230	287	250	313	265	331
Administrator 3	210	262	230	288	245	306
Administrator 4	150	187	165	206	175	219
Support	0	0	0	0	0	0

In respect of assignments pre-dating 1 March 2022, office holders' remuneration may include costs incurred by the firm's in-house legal team, which may be used for non-contentious matters pertaining to the insolvency appointment.

## Use of Associates

We are required to disclose to those responsible for approving our remuneration whether any payments we intend to make from an insolvency estate are to Associates of Leonard Curtis (LC). The term "Associate" is defined in s435 of the Insolvency Act 1986, but we are also required to consider the substance or likely perception of any association between the appointed insolvency practitioner, their firm (LC) or an individual within the firm and the recipient of a payment. Payments to Associates are subject to the same level of approval as the office holder's fees and category 2 expenses (see table on the next page for further details).

Leonard Curtis Legal Limited (LC Legal) are part of the Leonard Curtis group; as such they are an "Associate" of LC. Where LC Legal are instructed to assist an office-holder in a particular matter from 1 March 2022 onwards, details of their proposed costs will be provided to creditors and specific approval for payments to associates will be sought.

Additionally, Pelstar Limited (Pelstar) provides insolvency case management software and document hosting facilities to LC. Until 31 December 2022, LC employed an individual who is married to a director of Pelstar, and as such, whilst not meeting the legal definition of "Associate", we were aware that there was a perceived association between LC and Pelstar and specific approval of their costs were sought accordingly. As this individual is no longer employed by LC, this is no longer required and Pelstar costs invoiced with effect from 1 January 2023 will be paid without prior approval.

## Use of Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements.

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

## Use of Subcontractors



## Tempus Energy Technology Ltd – In Compulsory Liquidation

Where we subcontract out work that could otherwise be carried out by the office holder or his/her staff, this will be drawn to the attention of creditors in any report which incorporates a request for approval of the basis upon which remuneration may be charged. An explanation of why the work has been subcontracted out will also be provided.

### Categorisation of Expenses

We are required to provide creditors with an estimate of the expenses we expect to be incurred in respect of an assignment and report back to them on actual expenses incurred and paid in our periodic progress reports. There are two broad categories of expenses: standard expenses and case specific expenses. These are explained in more detail below:

- a) Standard Expenses – this category includes expenses which are payable in order to comply with legal or regulatory requirements and therefore will generally be incurred on every case. They will include:

Type	Description	Amount																								
AML checks via Smartsearch	Electronic client verification in compliance with the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017	£5.00 plus VAT per search. Note that with effect from 1 April 2021, these costs are no longer recovered from the estate.																								
Bond / Bordereau fee via AUA Insolvency Services	Insurance bond to protect the insolvent entity against any losses suffered as a result of the fraud or dishonesty of the IP	£10.00 to £1,200.00 dependent on value of assets within case																								
Company searches via Companies House	Extraction of company information from Companies House	£1.00 per document unless document can be accessed via the free service																								
Document hosting via Pelstar Limited	Hosting of documents via a secure portal for access by creditors/shareholders. Costs are charged per upload plus VAT and are generally dependent upon the number of creditors. The costs are commensurate with those charged by other providers of comparable services.	<table> <tr> <th>Type</th><th>First 100</th><th>Each addtl 10</th></tr> <tr> <td>ADM</td><td>£14.00</td><td>£1.40</td></tr> <tr> <td>CVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>MVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CPL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CVA</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>BKY</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>IVA</td><td colspan="2">£10 pa or £25 for life of case</td></tr> </table>	Type	First 100	Each addtl 10	ADM	£14.00	£1.40	CVL	£7.00	£0.70	MVL	£7.00	£0.70	CPL	£7.00	£0.70	CVA	£10.00	£1.00	BKY	£10.00	£1.00	IVA	£10 pa or £25 for life of case	
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Software Licence fee hosting via Pelstar Limited	Payable to software provider for use of case management system. The costs are commensurate with those charged by other providers of comparable services.	£87.00 plus VAT per case																								
Postage via Royal Mail or Postworks	Cost of posting documents which are directly attributable to a case to external recipients	Calculated in accordance with applicable supplier rates and dependent on the number of pages and whether the document is sent by international, first or second class post.																								
Post re-direction via Royal Mail	Redirection of post from Company's premises to office-holders' address	0-3 months £216.00 3-6 months £321.00 6-12 months £519.00																								
Statutory advertising via advertising agents	Advertising of appointment, notice of meetings etc. - London Gazette - Other	£91.80 - £102.00 plus VAT per advert. Dependent upon advert and publication																								
Storage costs	Costs of storage of case books and records	£5.07 plus VAT per box per annum plus handling charges																								

- b) Case-specific expenses – this category includes expenses (other than office-holders' fees) which are likely to be payable on every case but which will vary depending upon the nature and complexity of the case and the assets to be realised. They will include but may not be restricted to:

Type	Description	Amount
Agents' fees	Costs of appointed agents in valuing and realising assets	Time costs plus disbursements plus VAT
Debt Collection fees	Costs of appointed debt collectors in realising debts	Generally agreed as a % of realisations plus disbursements plus VAT
Legal fees	Costs of appointed solicitors. Will generally comprise advice on validity of appointment, drafting of sale contracts, advice on retention of title issues and advice on any reviewable	Time costs plus disbursements plus VAT

## Tempus Energy Technology Ltd – In Compulsory Liquidation

	transactions. Where the solicitor appointed is LC Legal, any fee payable for work completed is classed as a payment to an associate and requires specific creditor / committee approval as detailed above.	
Other expenses	See Category 1 and 2 expenses notes below	See Category 1 and 2 expenses notes below

Please note that expenses are generally categorised as Category 1 or Category 2:

- a) Category 1 expenses: These are payments to independent third parties providing the service to which the expense relate. These may include, for example, advertising, external room hire, storage costs, postage costs, telephone charges, travel expenses (excl. mileage), and equivalent costs reimbursed to the office holder or his or her staff. Category 1 expenses may be paid without prior approval.
- b) Category 2 expenses: These are costs that are directly referable to the appointment in question, but not paid to an independent third party. They may include costs which have an element of shared cost. The following items of expenditure are recharged on this basis and are charged at HMRC approved rates:
  - Business mileage : 45p per mile

Payments to Associates (as defined above) are categorised by LC in the same way as Category 2 expenses. Category 2 expenses and payments to Associates may only be drawn if they have been approved in the same manner as an office holder's remuneration.

Proof of Debt – General Form  
Relevant date: 2 November 2020

Please e-mail completed form to:

[recovery@leonardcurtis.co.uk](mailto:recovery@leonardcurtis.co.uk) quoting ref: TA88B/NFH/PROOF

Name of Company in Liquidation:

Tempus Energy Technology Ltd

Company registered number:

09255104

1. Name of creditor (if a company, provide registration number)

2. Correspondence address of creditor (including email address)

3. Total amount of claim (£) at relevant date (include any Value Added Tax)

4. If amount in 3 above includes outstanding uncapitalised interest, state amount (£)

5. Details of how and when the debt was incurred (if you need more space attach a continuation sheet to this form)

6. Details of any security held, the value of the security and the date it was given

## Tempus Energy Technology Ltd – In Compulsory Liquidation

7. Details of any reservation of title claimed in respect of goods supplied to which the debt relates

8. Details of any document by reference to which the debt relates

9. Signature of creditor (or person authorised to act on the creditor's behalf)

10. Date of signing:

11. Address of person signing (if different from 2 above)

12. Name in BLOCK LETTERS

13. Position with, or relation to, creditor

### Notes:

1. There is no need to attach them now but the office-holder may ask you to produce any document or other evidence which is considered necessary to substantiate the whole or any part of the claim, as may the chairman or convenor of any qualifying decision procedure.
2. This form can be authenticated for submission by email by entering your name in block capitals and sending the form as an attachment from an email address which clearly identifies you or has been previously notified to the office-holder. If completing on behalf of the company, please state your relationship to the company.
3. Please e-mail completed form to:

[recovery@leonardcurtis.co.uk](mailto:recovery@leonardcurtis.co.uk) quoting ref: TA88B/NFH/PROOF

## LEONARD CURTIS

### Privacy Notice For Creditors

#### Information we collect and hold about you

By requesting details of your claim in this insolvency, we may collect Personal Data from you, particularly if you are a consumer creditor, a sole trader or are lodging a claim in your personal capacity.

Personal Data is information relating to a living individual. Whenever Personal Data is processed, collected, recorded, stored or disposed of it must be done within the terms of the General Data Protection Regulation ("the GDPR"). Examples of Personal Data include but may not be limited to your name, address, telephone number and email contact details.

If you do not provide us with the information we require, this may adversely affect our ability to deal with your claim, but we would ask you not to submit more Personal Data than we request from you.

#### Legal justification for processing your Personal Data

The processing of your Personal Data by us is necessary to enable us to comply with legal obligations under the Insolvency Act 1986 and associated legislation which we are subject to as Insolvency Practitioners.

#### How we use your information

All information you supply to us is required to enable us to comply with our duties under the Insolvency Act 1986 and associated legislation. It will be used to enable us to assess the extent of the insolvent entity's liabilities, to allow you to vote on any decision procedures, to enable us to communicate with you, to process your claim and to pay any dividends which may be due to you from the insolvent estate.

#### Who we share your information with

We may be required to share some of your Personal Data with other creditors. The data which will be shared with other creditors will be limited to that specifically required to be disclosed under insolvency legislation.

We may share some of your information with our Data Processors. Data Processors include solicitors, accountants and employment law specialists who assist us with our duties where required. We will only share your information with our Data Processors if we require their specialist advice. All of our Data Processors are subject to written contracts with us to ensure that your Personal Data is processed only in accordance with the GDPR.

#### How long will we hold your Personal Data for?

We will need to hold your Personal Data for a period of time after the insolvency has been concluded. This is to enable us to deal with any queries which might arise. Our Records Management Policy requires us to destroy our physical files 6 years after closure of the case. Electronic data files will be removed from our Case Management System 6 years after conclusion of the case but may be held on our server for a longer period of time but with restricted access.

#### Your rights in respect of your Personal Data

You have the right to request access to your Personal Data and to require it to be corrected or erased. You also have the right to request a restriction in the way we process your Personal Data or to object to its processing. You should be aware however that we may not be able to comply with your request if this would affect our ability to comply with our legal obligations.

You have the right to Data Portability. This is a right to have the Personal Data we hold about you to be provided to you in a commonly used and machine-readable format so that you can transfer that Data to another organisation in a way that is not too onerous to upload the Data.

#### Your right to complain

You have the right to be confident that we are handling your Personal Data responsibly and in line with good practice. If you have a concern about the way we are handling your Personal Data you should contact our Privacy Manager in the first instance.

If you are unable to resolve your concerns with us, you have the right to complain to the Information Commissioners' Office. The Information Commissioner can be contacted at Wycliffe House, Water Lane, Wilmslow, Cheshire SK6 5AF or on 0303 123 1113.

#### Contacting us

If you have any questions relating to the processing of your Personal Data, please write to our Privacy Manager at Leonard Curtis, Riverside House, Irwell Street, Manchester M3 5EN. Alternatively they can be contacted by email: [privacy@leonardcurtis.co.uk](mailto:privacy@leonardcurtis.co.uk)

Data Controller: Leonard Curtis