

# LIQ03

## Notice of progress report in voluntary winding up



Companies House

TUESDAY



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A30

11/07/2017

#75

COMPANIES HOUSE

### 1 Company details

Company number 0 6 8 7 3 0 6 3

Company name in full Advanced Training and Recruitment Limited

→ Filling in this form

Please complete in typescript or in bold black capitals.

### 2 Liquidator's name

Full forename(s) Lisa Marie

Surname Moxon

### 3 Liquidator's address

Building name/number 7400 Daresbury Park

Street

Post town

Daresbury

County/Region

Cheshire

Postcode

W A 4 4 B S

Country

### 4 Liquidator's name

Full forename(s) Christopher Benjamin

Surname Barrett

Other liquidator

Use this section to tell us about another liquidator.

### 5 Liquidator's address

Building name/number 7400 Daresbury Park

Street

Post town

Daresbury

County/Region

Cheshire

Postcode

W A 4 4 B S

Country

Other liquidator

Use this section to tell us about another liquidator.

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## Notice of progress report in voluntary winding up


### 6 Period of progress report

From date	<sup>d</sup> 1	<sup>d</sup> 4	<sup>m</sup> 0	<sup>m</sup> 5	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 6
To date	<sup>d</sup> 1	<sup>d</sup> 3	<sup>m</sup> 0	<sup>m</sup> 5	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7

### 7 Progress report

The progress report is attached

### 8 Sign and date

Liquidator's signature	Signature	X		X				
Signature date	<sup>d</sup> 1	<sup>d</sup> 0	<sup>m</sup> 0	<sup>m</sup> 7	<sup>y</sup> 2	<sup>y</sup> 0	<sup>y</sup> 1	<sup>y</sup> 7

LIQ03

Notice of progress report in voluntary winding up



### Presenter information

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Amy Lowden**

Company name **Dow Schofield Watts Business Recovery LLP**

Address **7400 Daresbury Park**

Post town **Daresbury**

County/Region **Cheshire**

Postcode **W A 4 4 B S**

Country

DX

Telephone **0844 7762740**



### 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

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)

Advanced Training and Recruitment Limited (“the Company”)  
– In Creditors’ Voluntary Liquidation  
Company number: 06873063

**Joint Liquidators’ Second Annual Progress Report**

In accordance with S104A of the Insolvency Act 1986 and Rule 18.3  
of the Insolvency (England and Wales) Rules 2016

Reporting period: 14 May 2016 to 13 May 2017

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## **Advanced Training and Recruitment Limited (“the Company”) – in Creditors’ Voluntary Liquidation**

### **1 Introduction**

Lisa Marie Moxon and Christopher Benjamin Barrett were appointed as Joint Liquidators of the Company on 14 May 2015 following the filing of form 2.34B a notice of move from Administration to Creditors’ Voluntary Liquidation. This is the Joint Liquidators’ second progress report to the members and creditors of the Company, showing how the liquidation has been conducted. The report covers the period from 14 May 2016 to 13 May 2017.

### **2 Liquidators’ Actions During the Period**

#### **2.1 Receipts and Payments Account**

A summary of the Joint Liquidators’ receipts and payments account is attached at **Appendix B** which shows all asset realisations and payments in respect of the costs of liquidation for the period from 14 May 2016 to 13 May 2017 as well as cumulatively from the commencement of the liquidation.

The liquidation estate funds are held in an interest bearing account in the name of the Company and controlled by the Joint Liquidators.

#### **2.2 Asset Realisations**

At the date of my previous report, all assets had been realised apart from a VAT refund from the administration period, a balance of £1,900 due in respect of the Company’s goodwill, a director’s loan account and a debt due from the connected company Lala Spa Limited.

#### **Administration VAT Refund**

At the date the Company moved from administration into liquidation, there were VAT refunds totalling £8,378 expected to be received of which £3,205 was received during the first year of the liquidation. During the current review period the remaining £5,173 has been recovered from HM Revenue and Customs.

#### **Goodwill**

During the administration period the Company’s goodwill was sold for £40,000 as part of the sale of the business. During the administration consideration of £16,700 was received, leaving a balance of £23,300 still owed to the Company at the commencement of the liquidation. A further £21,400 was received during the previous reporting period, leaving £1,900 outstanding. The final £1,900 was collected during this reporting period.

#### **Director’s Loan Account**

The Company’s draft management accounts to 31 August 2014 reported that there was an overdrawn director’s loan account of £145,814 owed to the Company by Mr Davies. During the administration period Mr Davies signed a Statement of Affairs which reported that the overdrawn director’s loan account was £34,911 at the date of administration. Our investigations have identified certain transactions that suggest that the overdrawn balance may be significantly higher than the amount in the Statement of Affairs. We have been in correspondence with the director in this regard and are in the process of finalising our review. We will seek repayment from the director and if an adequate settlement proposal isn’t received we will instruct solicitors. A further update will be provided to all creditors in my next progress report.

## **Lala Spa Limited**

The Joint Administrators' final report stated that the sum of £97,000 appeared to be owed to the Company by Lala Spa Limited ("Lala Spa") which is a connected company by virtue of the association of the director of Lala Spa, Madeline Sowerby, with the Company's director Mr Davies.

As reported previously, the Company's books and records were reviewed in respect of loan account transactions before repayment was requested from Lala Spa, however no payments were received. At the date of my previous report Lala Spa had ceased trading and it was subsequently dissolved on 14 February 2017. As such, no recoveries are expected from Lala Spa.

## **Contribution to Legal Fees**

A former employee of the Company commenced legal action against the Company and the Joint Liquidators were incorrectly included in these proceedings. Due to the level of legal costs involved and further to the indemnity included within the Sale and Purchase Agreement, the purchaser, Target Placement Limited was required to pay to the Joint Liquidators the sum of the legal fees incurred. A total of £1,821 was received in this respect. No further funds are due.

## **Bank interest**

Bank interest totalling £6 has been received during the period, bringing total interest received to £19.

Asset realisations are considered to be completed, excluding the potential recovery of the director's loan account.

## **2.3 Costs of the Liquidation**

The Joint Liquidators have paid costs of the liquidation totalling £3 since the date of the previous progress report, bringing total costs paid to date to £23,054, as detailed in the receipts and payments account at **Appendix B**. These are discussed in more detail in section 3 below.

## **2.4 Investigations**

The Joint Liquidators have a duty to consider the conduct of those who have been directors of the Company at any time in the three years preceding the date of liquidation and submit a confidential report or return to the Insolvency Service Disqualification Unit. The confidential report or return on the conduct of the directors of the Company has been submitted to the Insolvency Service.

The Joint Liquidators are also required to investigate the affairs of the Company in general in order to consider whether any civil proceedings should be taken on its behalf.

Appropriate investigations have been carried out and one line of enquiry remains ongoing with regard to the director's loan account.

## **3 Joint Liquidators' remuneration, disbursements and expenses**

### **Approval of remuneration and disbursements**

A resolution was passed at the meeting of creditors held on 9 February 2015 that the Joint Administrators would be remunerated by reference to the time properly spent in dealing with matters in the administration and that they would be permitted to charge Category 2 disbursements at the rates set out in **Appendix C**.

Under rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed during the administration continues to apply to the Joint Liquidators' remuneration.

### Remuneration, disbursements and expenses charged and paid in the liquidation

The Joint Liquidators' time costs and disbursements have been charged and paid during the period of liquidation as follows:

Remuneration	Incurred (£)	Paid (£)
From appointment on 14 May 2015 to 13 May 2016	16,852.50	0.00
From 14 May 2016 to 13 May 2017	6,016.00	0.00
	<u>22,868.50</u>	<u>0.00</u>
<b>Disbursements</b>		
Category 1 disbursements from 14 May 2015 to 13 May 2016	349.93	0.00
Category 1 disbursements from 14 May 2016 to 13 May 2017	32.06	0.00
Category 2 disbursements from 14 May 2015 to 13 May 2016	27.00	0.00
Category 2 disbursements from 14 May 2016 to 13 May 2017	27.90	0.00
	<u>436.89</u>	<u>0.00</u>

The above costs exclude VAT. I have attached at **Appendix C** a breakdown of the above time costs and further details of the above disbursements.

### Professional advisers and other expenses

Expenses have been incurred by the Joint Liquidators in the instruction of Practical Business Solutions (NW) Limited, Hill Dickinson LLP and Corporate Credit Debt Recovery in this matter. Practical Business Solutions (NW) Limited were instructed on behalf of the Joint Administrators to provide assistance to the director in completing the Statement of Affairs. Hill Dickinson LLP were instructed to review the validity of the secured creditors' charges over the Company, prior to any distributions being made. Hill Dickinson LLP also assisted in dealing with a former employee judgement claim made against the Company. Corporate Credit Debt Recovery were instructed to assist the Joint Liquidators with book debt collections.

The choice of professional advisers and the Joint Liquidators' fee arrangement with them was based on an assessment of the work required and the suitability of those professionals to carry out that work.

Details of the professional fees and disbursements incurred and paid are set out at **Appendix C**.

No professional fees and expenses have been incurred during this review period.

### Administrators' remuneration paid during the period

The Joint Administrators' final progress report stated that the Administrators had unbilled time costs of £13,837 that would be paid during the liquidation. These costs were paid in full during the previous reporting period.

### Creditors' guide to fees and creditors' rights regarding fees

Further information relating to liquidators' fees can be found in "A creditors' guide to liquidators' fees" which can be accessed at the website of the Insolvency Practitioners' Association ([www.insolvency-practitioners.org.uk](http://www.insolvency-practitioners.org.uk) > Regulation and Guidance > Creditors Guides to Fees), or the Institute of Chartered Accountants in England & Wales ([www.icaew.com](http://www.icaew.com) > Technical Resources > Insolvency > Creditors' Guides). The guide includes details of creditors' right to request information under Rule 18.9 of the Insolvency

(England and Wales) Rules 2016 and their right to challenge liquidators' remuneration and expenses under Rule 18.34. A summary of these rights is also set out in **Appendix C**. A copy of the guide will be provided free of charge upon request to Dow Schofield Watts Business Recovery LLP.

#### **4 Outcome for creditors**

##### **Creditors**

##### **Secured Creditors and Prescribed Part**

Bibby Financial Services Limited was repaid in full during the administration.

Lloyds TSB Bank plc ("Lloyds") holds fixed and floating charges created on 19 January 2012 over the assets of the Company and was owed £13,366 at the date of the administration according to the Statement of Affairs. During the previous reporting period, Lloyds were paid £14,477 from fixed charge realisations to discharge the Company's liability in full.

In cases where a company gave a floating charge over its assets to a creditor on or after 15 September 2003, the prescribed part provisions set aside a proportion (the "prescribed part") of the funds that would otherwise have been available for distribution to floating charge creditors (the "net property") so that the prescribed part can be distributed to unsecured creditors.

As Bibby and Lloyds have been repaid in full from assigned book debts and fixed charge realisations and will not be relying on their floating charges, the prescribed part provisions will not apply.

##### **Preferential creditors**

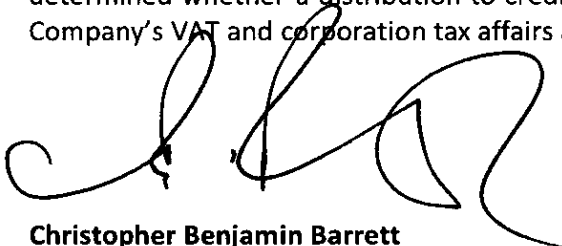
There are no known preferential creditor claims in this matter.

##### **Unsecured creditors**

A distribution to unsecured creditors is dependent upon future realisations in regards to the director's loan account. I will write to unsecured creditors if I am in a position to make a distribution.

#### **5 Conclusion of the Liquidation**

The liquidation will remain open whilst asset realisations and the investigations are concluded, it is determined whether a distribution to creditors can be made, the expenses of liquidation are paid and the Company's VAT and corporation tax affairs are concluded.



**Christopher Benjamin Barrett**  
**Joint Liquidator**

Licensed in the United Kingdom to act as an insolvency practitioner by the Insolvency Practitioners Association



## Appendix A: Statutory Information

### Company Information

Company Name:	Advanced Training and Recruitment Limited
Trading Name:	ATR
Previous Name:	Aaliyah Training & Recruitment Limited (changed on 21 May 2013)
Company Number:	06873063
Date of Incorporation:	26 June 2003
Former Trading Address:	Brunswick House, 499 Etruria Rd, Stoke-On-Trent, Staffordshire, ST4 6JR
Current Registered Office:	c/o Dow Schofield Watts Business Recovery LLP, 7400 Daresbury Park, Daresbury, Warrington, WA4 4BS
Former Registered Office:	Hewitt House, Winstanley Road, Orrell, Wigan, Lancashire, WN5 7XA
Principal Trading Activity:	Temporary Employment Agency

### Appointment details

Joint Liquidators' names and address:	Lisa Marie Moxon (IP number 16370) and Christopher Benjamin Barrett (IP number 9437) both of Dow Schofield Watts Business Recovery LLP, 7400 Daresbury Park, Daresbury, Warrington, WA4 4BS.
Commencement of liquidation:	14 May 2015
Date of appointment:	14 May 2015
Appointment made:	pursuant to Para 83(3) of Schedule B1 of the Insolvency Act 1986

The Joint Liquidators act jointly and severally.

**Advanced Training and Recruitment Limited**  
**(In Liquidation)**  
**Joint Liquidators' Summary of Receipts & Payments**

Statement of Affairs £	From 14/05/2016 To 13/05/2017 £	From 14/05/2015 To 13/05/2017 £
	<b>SECURED ASSETS</b>	
23,300.00	Goodwill	1,900.00
		23,300.00
		<u>1,900.00</u>
		<u>23,300.00</u>
	<b>SECURED CREDITORS</b>	
(13,366.00)	Chargeholder - Lloyds TSB Bank Plc	NIL
		14,477.60
		<u>NIL</u>
		<u>(14,477.60)</u>
	<b>ASSET REALISATIONS</b>	
Uncertain	Book Debts	NIL
		15,521.69
Uncertain	Directors Loan Account - Barry Davies	NIL
		NIL
	Bank Interest Gross	5.78
		19.44
5,734.68	Funds from Administration	NIL
		5,734.68
Uncertain	Lala Spa Limited	NIL
		NIL
8,377.91	Administration VAT Refund	5,173.18
		8,377.91
	Contribution to Legal Fees	1,821.60
		<u>1,821.60</u>
		<u>7,000.56</u>
		<u>31,475.32</u>
	<b>COST OF REALISATIONS</b>	
	Third Party Statement of Affairs Fee	NIL
		2,500.00
	Administrators' Fees	NIL
		13,837.00
	Legal Fees	NIL
		2,080.50
	Legal Disbursements	NIL
		125.00
	Corporation Tax	2.80
		2.80
	Book Debt Collection Fees	NIL
		4,435.92
	Statutory Advertising	NIL
		<u>73.00</u>
		<u>(2.80)</u>
		<u>(23,054.22)</u>
	<b>UNSECURED CREDITORS</b>	
(49,293.94)	Trade & Expense Creditors	NIL
		NIL
(130,929.49)	H.M. Revenue & Customs - VAT	NIL
		NIL
(109,761.69)	H.M. Revenue & Customs - PAYE	NIL
		NIL
(27,657.00)	H.M. Revenue & Customs - Corporatio	NIL
		NIL
(130,000.00)	Plantilla Limited	NIL
		<u>NIL</u>
		<u>NIL</u>
	<b>DISTRIBUTIONS</b>	
(60.00)	Ordinary Shareholders	NIL
		<u>NIL</u>
		<u>NIL</u>
<b>(423,655.53)</b>		<b>8,897.76</b>
		<b>17,243.50</b>
	<b>REPRESENTED BY</b>	
	Bank 1 Current	
		17,243.50
		<u>17,243.50</u>

## Appendix C: Information relating to the Liquidators' Fees and Disbursements

### 1. Fees and disbursement recovery

#### Time recording policy

Work undertaken on insolvency appointments is recorded in 6 minute units on an electronic time recording system. Time properly incurred on cases is charged at the hourly charge-out rate of the grade of staff undertaking the work.

The current hourly charge-out rates are as follows:-

Staff grade	Hourly rate (£) from 4 April 2016
Partner and Insolvency Practitioner	300
Manager	230-250
Assistant Manager	180-225
Senior Case Administrator	145-175
Case Administrator	100-140
Cashier	125
Trainee Case Administrator	70-95

The hourly charge-out rates are reviewed annually and may increase during the course of the liquidation.

### 2. Existing Fee Arrangements

A resolution was passed at the meeting of creditors held on 9 February 2015 that the Joint Administrators would be remunerated by reference to the time properly spent in dealing with matters in the administration and that they would be permitted to charge Category 2 disbursements at the rates set out in **Appendix C**. Under rule 18.20(4) of the Insolvency (England and Wales) Rules 2016, the basis of remuneration fixed during the administration continues to apply to the Joint Liquidators' remuneration.

### 3. Time and Charge out summary

For the period of the report, from 14 May 2016 to 13 May 2017, a total of 36.6 hours have been spent at an average charge out rate of £164.37 bringing the time costs for this period to £6,016.00. A summary table is shown overleaf.

From the commencement of the liquidation to 13 May 2017 a total of 155.9 hours have been spent at an average charge out rate of £146.69 bringing the total cost to date to £22,868.50. The second table overleaf shows a summary of these costs.

# Time Entry - SIP9 Time & Cost Summary

A005 - Advanced Training and Recruitment Limited  
 All Post Appointment Project Codes  
 From: 14/05/2016 To: 13/05/2017

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	1.60	2.00	4.60	4.00	12.20	2,066.00	169.34
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	1.10	1.50	5.30	0.70	8.60	1,537.50	178.78
Investigations	0.00	0.00	1.60	2.00	3.60	372.00	103.33
Realisation of Assets	0.60	1.70	9.90	0.00	12.20	2,040.50	167.25
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Total Hours</b>	<b>3.30</b>	<b>5.20</b>	<b>21.40</b>	<b>6.70</b>	<b>36.60</b>	<b>6,016.00</b>	<b>164.37</b>
<b>Total Fees Claimed</b>						<b>0.00</b>	
<b>Total Disbursements Claimed</b>						<b>0.00</b>	

# Time Entry - SIP9 Time & Cost Summary

A005 - Advanced Training and Recruitment Limited  
 All Post Appointment Project Codes  
 From: 14/05/2015 To: 13/05/2017

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	2.60	5.00	31.60	17.60	56.80	8,067.50	142.39
Case Specific Matters	0.00	0.10	0.20	0.00	0.30	51.00	170.00
Creditors	2.70	4.60	18.50	1.10	26.90	4,606.50	171.25
Investigations	0.70	1.80	12.70	19.40	34.60	3,753.00	108.47
Realisation of Assets	4.60	6.10	24.20	2.40	37.30	6,370.50	170.79
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
<b>Total Hours</b>	<b>10.60</b>	<b>17.60</b>	<b>87.20</b>	<b>40.60</b>	<b>165.90</b>	<b>22,868.50</b>	<b>146.69</b>
<b>Total Fees Claimed</b>						<b>0.00</b>	
<b>Total Disbursements Claimed</b>						<b>0.00</b>	

#### **4. Description of work carried out**

Section 3 of this appendix outlines the time costs incurred in relation to activities undertaken during the liquidation as a whole and during this reporting period. Staff of different levels were involved in the activities below depending on the experience required.

The work carried out during the second period of the liquidation can be summarised as follows:

##### **4.1 Administration and planning**

- Processing bank receipts and payments;
- Maintaining financial records and carrying out bank reconciliations;
- Case reviews; and
- Dealing with taxation returns and correspondence.

##### **4.2 Realisation of Assets**

- Collecting VAT refund from Administration period;
- Collecting remaining sales consideration for goodwill;
- Pursuing recovery of director's loan account; and
- Pursuing recovery of Lala Spa Limited Loan.

##### **4.3 Investigations**

- Correspondence with the director;
- Review of company books and records; and
- Meetings held with former accountants.

##### **4.4 Creditors and members**

- Recording and maintaining the list of creditors;
- Liaising with secured creditor;
- Recording creditor claims;
- Reporting to creditors and members; and
- Responding to creditor queries.

#### **5. Disbursements**

##### **Disbursements policy**

Office holders' disbursements fall under two categories:

Category 1 disbursements consist of external supplies of goods or services specifically relating to the case. Where such costs are paid by Dow Schofield Watts Business Recovery LLP, creditor approval is not required for those costs to be recharged to the insolvency estate. Category 1 disbursements will typically include costs such as statutory advertising, specific bond insurance, company search fees, storage, postage, external room hire and travel expenses (excluding business mileage).

Category 2 disbursements are costs that are directly referable to the case but not to a payment to an independent third party. They include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis. Such disbursements can only be charged to the insolvency estate with the approval of creditors. It is our policy to seek creditor approval for the payment of the following Category 2 disbursements:-

Disbursement type	Rate
Mileage	45p per mile

The following disbursements have been incurred and paid during the liquidation:-

	This period		Previous period(s)		Cumulatively	
	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
<b>Category 1 disbursements</b>						
Bordereau	0.00	0.00	316.80	0.00	316.80	0.00
Company search fees	0.00	0.00	1.00	0.00	1.00	0.00
Postage	32.06	0.00	32.13	0.00	64.19	0.00
	<b>32.06</b>	<b>0.00</b>	<b>349.93</b>	<b>0.00</b>	<b>381.99</b>	<b>0.00</b>
<b>Category 2 disbursements</b>						
Mileage	27.90	0.00	27.00	0.00	54.90	0.00
<b>Total disbursements</b>	<b>59.96</b>	<b>0.00</b>	<b>376.93</b>	<b>0.00</b>	<b>436.89</b>	<b>0.00</b>

The above costs exclude VAT.

## 6. Professional advisors and expenses

The Joint Liquidators have incurred liquidation expenses in connection with the instruction of the following parties:-

Name	This period		Previous period(s)		Cumulatively	
	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)	Incurred (£)	Paid (£)
Practical Business Solutions (NW) Limited (accountants)	0.00	0.00	2,500.00	2,500.00	2,500.00	2,500.00
Hill Dickinson LLP (solicitors)	0.00	0.00	2,205.50	2,205.50	2,205.50	2,205.50
Corporate Credit Debt Recovery (debt collection)	0.00	0.00	4,435.92	4,435.92	4,435.92	4,435.92
<b>Total</b>	<b>0.00</b>	<b>0.00</b>	<b>9,141.42</b>	<b>9,141.42</b>	<b>9,141.42</b>	<b>9,141.42</b>

The above costs exclude VAT.

## 7. Creditors' rights

Under rule 18.9 of the Insolvency (England and Wales) Rules 2016, creditors are entitled to request information from the office-holders about their remuneration or expenses set out in this report.

Any request must be made by a secured creditor, an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or by any unsecured creditor with the permission of the court. A request, or an application to the court for permission, must be made within 21 days of receipt of the report or account.

The office-holder must, within 14 days of receipt of such a request respond by: providing all of the information requested; providing some of the information requested; or declining to provide the information requested.

The office-holder may respond by providing only some of the information requested or decline to provide the information if: the time or cost of preparation of the information would be excessive; disclosure of the information would be prejudicial to the conduct of the proceedings; disclosure of the information might reasonably be expected to lead to violence against any person; or the office-holder is subject to an obligation of confidentiality in relation to the information. An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.

A creditor may apply to the court within 21 days of: the office-holder giving reasons for not providing all of the information requested; or the expiry of the 14 days within which an office-holder must respond to a request. The court may make such order as it thinks just.

Under rule 18.34 of the Insolvency (England and Wales) Rules 2016, an application to court may be made on the grounds that the office-holders' remuneration is in all the circumstances excessive, the basis of remuneration is inappropriate, or the expenses incurred by the office-holders are in all the circumstances excessive.

Any application may be made by a secured creditor, an unsecured creditor with the concurrence of at least 10% in value of the unsecured creditors (including the creditor in question), or by any unsecured creditor with the permission of the court. The application must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question.

If the court considers the application to be well-founded, it must make one or more of the following orders: an order reducing the amount of remuneration; an order reducing any fixed rate or amount; an order changing the basis of remuneration; an order that some or all of the remuneration or expenses in question is not to be treated as expenses of the winding up; an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by the liquidator to the company; any other order that it thinks just.

Unless the court orders otherwise, the costs of the application must be paid by the applicant and are not payable as an expense of the winding up.