

# S.95|99

## STATEMENT OF COMPANY'S AFFAIRS

Pursuant to Section 95/99 of the Insolvency Act 1986

For official use

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Company Number

07396044

To the Registrar of Companies

### HARBAC UK LTD

[Insert full name(s) and address(es)]

We, M Maloney and J M Titley of Leonard Curtis, 20 Chapel Street, Liverpool, L3 9AG, the Joint Liquidators of the above named Company, attach a statement of the Company's affairs as at 14 August 2013

Signed




Date 14 August 2013

Presenter's name, address and reference (if any)

Leonard Curtis  
20 Chapel Street  
Liverpool  
L3 9AG

For official use

|                  |   |
|------------------|---|
| For official use |   |
| THURSDAY         | <br>*A2ESG3PF*<br>A38      15/08/2013      #209<br>COMPANIES HOUSE |

**Statement of Affairs**

Statement as to affairs of

**HARBAC UK LTD**

on the **14 August 2013** being a date not more than 14 days before the date of the resolution for winding up

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**Statement of truth**

I believe that the facts stated in this Statement of Affairs are true

Full name *PHILIP BACKHOUSE*

Signed *PA Backhouse*

Dated *14/8/13*

## DIRECTOR'S ESTIMATED STATEMENT OF AFFAIRS AS AT 14 AUGUST 2013

|  | Note | Book value     |                  | Estimated to Realise |                  |
|--|------|----------------|------------------|----------------------|------------------|
|  |      | £              | £                | £                    | £                |
| <b>Assets Specifically Pledged</b>                 |      |                |                  |                      |                  |
| None   | 1    | Nil            |                  | Nil                  |                  |
| less Secured Creditor                              | 1    | (N/a)          |                  | (N/a)                |                  |
| Surplus / (Shortfall) c/fwd                        |      | <u>Nil</u>     |                  | <u>Nil</u>           |                  |
| <b>Assets Not Specifically Pledged</b>             |      |                |                  |                      |                  |
| Office Furniture & Equipment                       | 2    | 2,689          |                  | 1,000                |                  |
| Motor Vehicles                                     | 2    | 8,625          |                  | 7,750                |                  |
| Plant & Equipment                                  | 2    | 15,767         |                  | 2,300                |                  |
| Stock  | 2    | 400            |                  | 650                  |                  |
| Improvements to Property                           | 2    | 7,530          |                  | Nil                  |                  |
| Cash at Bank                                       | 2    | <u>Nil</u>     |                  | <u>Nil</u>           |                  |
|  |      |                | 35,011           |                      | 11,700           |
| <b>Available Assets</b>                            |      |                | <u>35,011</u>    |                      | <u>11,700</u>    |
| <b>Preferential Creditors</b>                      |      |                |                  |                      |                  |
| Employee Claims / ERA 2006 Claims (est )           | 3    |                | (Nil)            |                      | (Nil)            |
| <b>Net Property available for Prescribed Part*</b> |      |                | <u>35,011</u>    |                      | <u>11,700</u>    |
| Less Prescribed Part                               | 4    |                | (N/a)            |                      | (N/a)            |
| <b>Available for Floating Charge Creditor</b>      |      |                | <u>35,011</u>    |                      | <u>11,700</u>    |
| Shortfall b/fwd - Secured Creditor                 |      |                | (N/a)            |                      | (N/a)            |
| Surplus / (Shortfall) c/fwd                        |      |                | <u>35,011</u>    |                      | <u>11,700</u>    |
| <b>Add Prescribed Part</b>                         | 4    |                | <u>N/a</u>       |                      | <u>N/a</u>       |
| <b>Available for Ordinary Unsecured Creditors</b>  |      |                | <u>35,011</u>    |                      | <u>11,700</u>    |
| <b>Ordinary Unsecured creditors</b>                |      |                |                  |                      |                  |
| Employee Claims / ERA 2006 Claims (est )           | 3    | (Nil)          |                  | (Nil)                |                  |
| Trade and Expense Creditors (est )                 | 5    | (86,763)       |                  | (86,763)             |                  |
| H M Revenue & Customs - PAYE / NI (est )           | 6    | (21,290)       |                  | (21,290)             |                  |
| H M Revenue & Customs - VAT (est )                 | 6    | (30,000)       |                  | (30,000)             |                  |
| Rates (est )                                       | 7    | (12,772)       |                  | (12,772)             |                  |
| Sub- Contractors                                   | 8    | (25,000)       |                  | (25,000)             |                  |
| Directors' Loan Account (est )                     | 9    | <u>(6,000)</u> |                  | <u>( 6,000)</u>      |                  |
| <b>Total Ordinary Unsecured Creditors</b>          |      |                | <u>(181,825)</u> |                      | <u>(181,825)</u> |
| <b>Estimated Deficiency as regards Creditors</b>   |      |                | <u>(146,814)</u> |                      | <u>(170,125)</u> |
| Issued share capital                               |      |                | <u>(2)</u>       |                      | <u>(2)</u>       |
| <b>Estimated Deficiency as regards Members</b>     |      |                | <u>(146,816)</u> |                      | <u>(170,127)</u> |

Signed



Mr Philip Backhouse

14 August 2013

**NOTES TO THE ESTIMATED STATEMENT OF AFFAIRS**

All book values have been taken from the Company's latest financial information or from valuations obtained from independent valuation agents. It should be noted that no provision has been made for the costs of preparation of the same, the costs of convening the meetings of members and creditors, agents' costs or the costs and expenses of the Liquidation.

**1. Assets Specifically Pledged**

No charges have been granted by the Company and no assets are considered to be subject to security.

**2. Assets Not Specifically Pledged**

**Chattel Assets**

The chattel assets have been professionally valued by Messrs Robson Kay & Co Ltd, Tilson Road, Manchester M23 9PH on 12 July 2013. An offer has been received from the current directors equivalent to the amount shown on the statement, which the agent has recommended be accepted.

**Improvements to Property**

The book value of the improvements to the rented property has been extracted from the Company's records, as provided by the director. The improvements to the property are estimated to have no realisable value for the purposes of the statement of affairs.

**Cash at Bank**

As at the date of this report, there was a nil balance on the Company's Royal Bank of Scotland current account which has recently closed.

**3. Employee Claims / ERA'2006 Claims (est.)**

Where applicable, employees will be entitled to make claims (subject to certain limits) under the Employment Rights Act 2006 (ERA'2006) from the government department known as the Redundancy Payments Service ("RPS"). The Employee claims may include arrears of pay, holiday pay, compensation in lieu of notice and redundancy. Where applicable, the RPS will make payments directly to the employees and then the RPS will then lodge a claim against the Company in respect of the payments it has made. Employee Claims / ERA'2006 have been estimated at £Nil for the purposes of the statement of affairs and are not considered as agreed amounts.

**4. Prescribed Part**

As the Company has no unsatisfied post-Enterprise Act charges, there will be no requirement to set aside a prescribed part in this case.

**5. Trade & Expense Creditors**

Details of the Company's trade and expense creditors have been extracted from the Company's books and records as provided by the directors and / or the Company's advisors. A detailed list of these amounts has been provided at Appendix III. The amounts shown should not be regarded as agreed.

Signed



Mr Philip Backhouse

14 August 2013

NOTES TO THE ESTIMATED STATEMENT OF AFFAIRS (cont.)

**6. H M Revenue & Customs – PAYE / NI & VAT**

The liability to HMRC in respect of unpaid PAYE, NIC and VAT has been estimated by the director. The outstanding liabilities are in respect of the following periods

PAYE /NIC – 2013/14

VAT – January 2013 to July 2013

**7. Rates**

The amount shown on the statement of affairs represents the estimated non-domestic rates due to Wirral Borough Council

**8. Sub Contractors**

The value shown represents the estimated amounts owed to Sub Contractors by the Company

**9. Directors' Loans / Connected Creditors**

Details of the directors' loan accounts / connected creditors have been extracted from the Company's books and records as provided by the Company's advisors. A detailed list of these amounts has been provided at Appendix III. The amounts shown should not be regarded as agreed.

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Signed



Mr Philip Backhouse

14 August 2013

| Code  | Name & Address  | Amount of Debt |
|-------|---|----------------|
| C0001 | ACS NorthWest Ltd<br>250 Price Street<br>Birkenhead<br>Merseyside<br>CH41 3PS   | £4,980 00      |
| C0002 | Tata Steel UK Ltd<br>Shotton Works<br>Deeside<br>Flintshire<br>CH5 2NH  | £3,558 35      |
| C0003 | Greenwood & Co<br>18 Birmingham Road<br>Walsall<br>WS1 2NA  | £6,207 62      |
| C0004 | Blackburn Metals Limited<br>Administration Centre<br>117 Clydesmill Place<br>Cambusulan Investment Park<br>Glasgow<br>G32 8RF | £1,637 99      |
| C0005 | Righton Limited<br>6a Yew Tree Way<br>Golborne<br>Warrington<br>WA3 3JD   | £5,751 81      |
| C0006 | Ashstead Plant Hire company Limited<br>102 Dalton Avenue<br>Birchwood Park<br>Birchwood<br>Warrington<br>WA5 6YE              | £12,199 02     |
| C0007 | The BSS Group Ltd<br>Legal Commercial Recovery & Enforcement Team<br>Lodge Way House<br>Lodge Way<br>NN5 7UG                  | £46,913 27     |
| C0008 | Douglas Fairless Partnership<br>Seymour Chambers<br>92 London Road<br>Liverpool<br>L3 5NW                                     | £2,062 00      |

Signature



Date

14/8/13

| Code  | Name & Address  | Amount of Debt     |
|-------|---|--------------------|
| C0009 | Wirral Borough Council<br>Business Rates Section<br>Municipal Buildings<br>Cleveland Street<br>Birkenhead<br>CH41 6BU | £12,772 00         |
| C0010 | United Utilities<br>Bankruptcy & Liquidation Department<br>PO Box 457<br>Warrington<br>Cheshire<br>WA55 1AQ           | £3,453 69          |
| C0011 | HM Revenue & Customs<br>ICHU<br>Room BP2302<br>Benton Park View<br>Newcastle Upon Tyne<br>NE98 1ZZ                    | £21,289 60         |
| C0012 | HM Customs & Excise<br>5th Floor<br>Regian House<br>James Street<br>Liverpool<br>L75 1AD                              | £30,000 00         |
| C0013 | Harbac Marine Limited<br>Priory Industrial Estate<br>Birkenhead<br>CH41 5JH   | £25,000 00         |
| C0014 | Philip Backhouse  | £3,000 00          |
| C0015 | Michael Harding   | £3,000 00          |
|       | <b>TOTAL CREDITORS' CLAIM</b>   | <b>£181,825 35</b> |

Signature



Date

14/8/13