

In accordance with  
Rule 6.28 of the  
Insolvency (England &  
Wales) Rules 2016 and  
Section 106(3) of the  
Insolvency Act 1986.

# LIQ14

## Notice of final account prior to dissolution in CVL



Companies House

THURSDAY



A15 \*A7EWZSGW\*  
20/09/2018 #285  
COMPANIES HOUSE

se  
ie

### 1 Company details

Company number 0 8 9 9 3 7 6 8

Company name in full Lifetree World Limited

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

### 2 Liquidator's name

Full forename(s) Peter

Surname O'Hara

### 3 Liquidator's address

Building name/number Wesley House

Street Huddersfield Road

Post town Birstall, Batley

County/Region West Yorkshire

Postcode WF 1 7 9 E J

Country

### 4 Liquidator's name

Full forename(s)

Surname

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

### 5 Liquidator's address

Building name/number

Street

Post town

County/Region

Postcode

Country

② Other liquidator  
Use this section to tell us about  
another liquidator.

LIQ14

Notice of final account prior to dissolution in CVL

**6 Liquidator's release**

Tick if one or more creditors objected to liquidator's release.

**7 Final account**

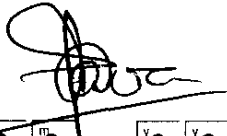
I attach a copy of the final account.

**8 Sign and date**

Liquidator's signature

Signature

X



X

Signature date

d

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y

1

y

8

# LIQ14

## Notice of final account prior to dissolution in CVL

### **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 **Mike Sharp**

Company name **O'Hara & Co**

Address **Wesley House**

**Huddersfield Road**

Post town **Birstall, Batley**

County/Region **West Yorkshire**

Postcode **WF 1 7 9 E J**

Country

DX

Telephone **01924 477449**

### **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)

**Lifetree World Limited  
(In Liquidation)  
Liquidator's Summary of Receipts & Payments**

| Statement of Affairs<br>£ |                                   | From 10/03/2017<br>To 14/09/2018<br>£ | From 10/03/2017<br>To 14/09/2018<br>£ |
|---------------------------|-----------------------------------|---------------------------------------|---------------------------------------|
|                           | <b>HIRE PURCHASE</b>              |                                       |                                       |
| 5,200.00                  | Dacia Duster                      | NIL                                   | NIL                                   |
| (6,085.00)                | Less: Due to Dacia Financial      | NIL                                   | NIL                                   |
|                           |                                   | NIL                                   | NIL                                   |
|                           | <b>ASSET REALISATIONS</b>         |                                       |                                       |
| Uncertain                 | Gateway Account                   | NIL                                   | NIL                                   |
|                           | Director Contribution to Costs    | 4,200.00                              | 4,200.00                              |
|                           | Bank Interest Gross               | 1.61                                  | 1.61                                  |
|                           |                                   | 4,201.61                              | 4,201.61                              |
|                           | <b>COST OF REALISATIONS</b>       |                                       |                                       |
|                           | Specific Bond                     | 44.00                                 | 44.00                                 |
|                           | Statement of Affairs Fee on a/c   | 3,443.11                              | 3,443.11                              |
|                           | Accountants Costs                 | 500.00                                | 500.00                                |
|                           | Statutory Advertising             | 214.50                                | 214.50                                |
|                           |                                   | (4,201.61)                            | (4,201.61)                            |
|                           | <b>UNSECURED CREDITORS</b>        |                                       |                                       |
| (13,996.00)               | Trade & Expense Creditors         | NIL                                   | NIL                                   |
| (74,992.00)               | Commissions / Unfulfilled Orders  | NIL                                   | NIL                                   |
| (3,000.00)                | Landlord                          | NIL                                   | NIL                                   |
| (281,746.00)              | Director / Shareholders Loans     | NIL                                   | NIL                                   |
| (3,000.00)                | HSBC Bank                         | NIL                                   | NIL                                   |
| (2,500.00)                | HM Revenue & Customs (PAYE / NIC) | NIL                                   | NIL                                   |
| (28,100.00)               | HM Revenue & Customs (VAT)        | NIL                                   | NIL                                   |
| (46,000.00)               | Investors                         | NIL                                   | NIL                                   |
|                           |                                   | NIL                                   | NIL                                   |
|                           | <b>DISTRIBUTIONS</b>              |                                       |                                       |
| (100.00)                  | Ordinary 'A' Shares of £1         | NIL                                   | NIL                                   |
|                           |                                   | NIL                                   | NIL                                   |
| <b>(454,319.00)</b>       |                                   | <b>(0.00)</b>                         | <b>(0.00)</b>                         |

REPRESENTED BY

NIL

  
 Peter O'Hara  
 Liquidator

Our Ref: POH/MS/KAR  
Your Ref:

20 July 2018

Please reply to: Head Office

**To All Members and Creditors**



Wesley House  
Huddersfield Road  
Birstall  
Batley  
WF17 9EJ

Tel: 01924 477449  
Fax: 01924 475262



Dear Sirs

**LIFETREE WORLD LIMITED – IN LIQUIDATION**

Pursuant to Section 106 of the Insolvency Act 1986 (as amended) I write to provide my final report to members & creditors summarising the outcome of the Liquidation. I enclose for your information an up to date receipts and payments account for the period ending 20 July 2018, together with a time costs summary in Statement of Insolvency Practice 9 format.

***Details of Appointment***

Liquidator: Peter O'Hara of O'Hara & Co  
Date of appointment: 10 March 2017  
Reporting period: 10 March 2017 to 20 July 2018  
Authorising body: Insolvency Practitioners Association  
IP number: 6371

If you have any queries with regards the content of this report, please do not hesitate to contact the case manager Katie Riley at this office.

Yours faithfully

A handwritten signature in black ink, appearing to be 'Peter O'Hara', written over a horizontal line.

Liquidator

*Peter O'Hara is authorised to act as an insolvency practitioner in the UK by the Insolvency Practitioners Association and is bound by the Insolvency Code of Ethics. When acting as Administrator, the affairs, business and property of the company are being managed by the Administrator who acts as agent of the company and contract without personal liability*

**NOTICE UNDER RULE 6.28  
OF THE INSOLVENCY (ENGLAND & WALES) RULES 2016**

**IN THE MATTER OF  
LIFETREE WORLD LIMITED - IN LIQUIDATION**

Trading Names or Styles:     LTW

Registered Number:         08993768

Registered Office:         Wesley House  
                                  Huddersfield Road  
                                  Birstall  
                                  Batley  
                                  West Yorkshire  
                                  WF17 9EJ

Principal Trading Address:   Suite 2 Calico House  
                                  Levenshulme Trading Estate  
                                  Printworks Lane  
                                  Manchester  
                                  M19 3JP

This notice accompanies the final account made up in accordance with Section 106(1)(a) of the Insolvency Act 1986.

1.     The Company's affairs are fully wound up
2.     Creditors have the right to request information from the Liquidator under Rule 18.9 which is set out in Appendix D of the final account.
3.     Creditors have the right to challenge the Liquidator's remuneration and expenses under Rule 18.34 which is set out in Appendix E of the final account
4.     A creditor may object to the release of the Liquidator by giving notice in writing to the Liquidator before the end of the prescribed period.
5.     The prescribed period is the period ending at the later of:
  - a)     Eight weeks after the delivery of the notice; or
  - b)     If any request for information under Rule 18.9 or any application to Court under that Rule or Rule 18.34 is made when that request or application is finally determined.
6.     The Liquidator will vacate office under section 171 on delivering to the Registrar of Companies the final account and notice saying whether any creditor has objected to release.
7.     The Liquidator will be released under Section 173(e) at the same time as vacating office unless any of the company's creditors objected to the liquidator's release

Dated: 20 July 2018

  
\_\_\_\_\_  
P O'Hara  
Liquidator

**LIFETREE WORLD LIMITED (IN LIQUIDATION)**

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**LIFETREE WORLD LIMITED - (IN LIQUIDATION)**

**Registered Number: 08993768**

**Registered Office:  
O'Hara & Co  
Wesley House  
Huddersfield Road  
Birstall  
Batley  
WF17 9EJ**

**Liquidator's Final Report  
Prepared pursuant to Section 106 of the Insolvency Act 1986  
and Rules 18.9, 18.34, 18.36 and 18.37 of the Insolvency (England and Wales) Rules 2016**

**20 July 2018**

# **LIFETREE WORLD LIMITED (IN LIQUIDATION)**

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## **CONTENTS**

- 1 Introduction
- 2 Statutory Information
- 3 Asset Realisations
- 4 Outcome to Creditors
- 5 Investigations
- 6 Payments
- 7 Conclusion

## **APPENDICES**

- A** Account of Liquidator's Final Receipts and Payments for the period from 10 March 2017 to 20 July 2018
- B** Summary of Liquidator's Time Costs for the period from 10 March 2017 to 20 July 2017
- C** Notice on no dividend
- D** An extract from the Insolvency Rules (England & Wales) 2016 relating to creditors' rights to request additional information from the Liquidator's (Rule 18.9); and
- E** An extract from the Insolvency Rules (England & Wales) 2016 relating to creditors' rights to challenge the Liquidator's remuneration or expenses if excessive (Rules 18.34, 18.36 and 18.37)



# LIFETREE WORLD LIMITED (IN LIQUIDATION)

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## 1 INTRODUCTION

In accordance with Section 106 of the Insolvency Act 1986, the Liquidator is required to provide members and creditors with a final report, summarising the Liquidation. The report provides the Liquidator's account of my acts and dealings and of the conduct of the Liquidation from appointment (10 March 2017) to 20 July 2018.

## 2 STATUTORY INFORMATION

| <b>Company number:</b>                             | 08993768   |                  |                    |                |                 |               |              |               |    |
|--|--|------------------|--------------------|----------------|-----------------|---------------|--------------|---------------|----|
| <b>Previous names:</b>                             | N/A  |                  |                    |                |                 |               |              |               |    |
| <b>Trading style:</b>                              | LTW  |                  |                    |                |                 |               |              |               |    |
| <b>Date of incorporation:</b>                      | 11 April 2014  |                  |                    |                |                 |               |              |               |    |
| <b>Date commenced trading:</b>                     | April 2014   |                  |                    |                |                 |               |              |               |    |
| <b>Date ceased trading:</b>                        | February 2017  |                  |                    |                |                 |               |              |               |    |
| <b>Principal activity:</b>                         | Multi-level Parking Company  |                  |                    |                |                 |               |              |               |    |
| <b>Former Registered Office Address:</b>           | Suit 2, Calico House, Levenshulme Trading Estate, Printworks Lane, Manchester M19 3JP  |                  |                    |                |                 |               |              |               |    |
| <b>Trading Address:</b>                            | Suit 2, Calico House, Levenshulme Trading Estate, Printworks Lane, Manchester M19 3JP<br><br>4 Woden Road, South, Wednesbury, WS10   |                  |                    |                |                 |               |              |               |    |
| <b>Issued share capital:</b>                       | 100 Ordinary 'A' £1 shares   |                  |                    |                |                 |               |              |               |    |
|  | <table><thead><tr><th>Shareholder Name</th><th>Ordinary £1 shares</th></tr></thead><tbody><tr><td>Shweta Bhushan</td><td>25</td></tr><tr><td>Mandip Bajwa</td><td>25</td></tr><tr><td>Gurdial Singh</td><td>50</td></tr></tbody></table> | Shareholder Name | Ordinary £1 shares | Shweta Bhushan | 25              | Mandip Bajwa  | 25           | Gurdial Singh | 50 |
| Shareholder Name                                   | Ordinary £1 shares   |                  |                    |                |                 |               |              |               |    |
| Shweta Bhushan                                     | 25   |                  |                    |                |                 |               |              |               |    |
| Mandip Bajwa                                       | 25   |                  |                    |                |                 |               |              |               |    |
| Gurdial Singh                                      | 50   |                  |                    |                |                 |               |              |               |    |
| <b>Directors:</b>                                  | <table><thead><tr><th>Director Name</th><th>Appointed</th></tr></thead><tbody><tr><td>Gurdial Singh</td><td>11 April 2014</td></tr></tbody></table>  | Director Name    | Appointed          | Gurdial Singh  | 11 April 2014   |               |              |               |    |
| Director Name                                      | Appointed  |                  |                    |                |                 |               |              |               |    |
| Gurdial Singh                                      | 11 April 2014  |                  |                    |                |                 |               |              |               |    |
| <b>Former Directors in past three years:</b>       | <table><thead><tr><th>Director Name</th><th>Appointed</th><th>Resigned</th></tr></thead><tbody><tr><td>Amandeep Rajput</td><td>11 April 2014</td><td>13 July 2016</td></tr></tbody></table>  | Director Name    | Appointed          | Resigned       | Amandeep Rajput | 11 April 2014 | 13 July 2016 |               |    |
| Director Name                                      | Appointed  | Resigned         |                    |                |                 |               |              |               |    |
| Amandeep Rajput                                    | 11 April 2014  | 13 July 2016     |                    |                |                 |               |              |               |    |
| <b>Company Secretary:</b>                          | <table><tbody><tr><td>K. Jindar Bajwa</td><td>01/09/16</td><td>01/10/16</td></tr></tbody></table>  | K. Jindar Bajwa  | 01/09/16           | 01/10/16       |                 |               |              |               |    |
| K. Jindar Bajwa                                    | 01/09/16   | 01/10/16         |                    |                |                 |               |              |               |    |
| <b>Associated, Parent or Subsidiary Companies:</b> | N/A  |                  |                    |                |                 |               |              |               |    |
| <b>Bankers:</b>                                    | HSBC Bank Plc  |                  |                    |                |                 |               |              |               |    |
| <b>Registered Charges:</b>                         | None   |                  |                    |                |                 |               |              |               |    |
| <b>Last Statutory Accounts:</b>                    | 31 January 2016  |                  |                    |                |                 |               |              |               |    |
| <b>Insolvency advice sought:</b>                   | 22 February 2017   |                  |                    |                |                 |               |              |               |    |

## LIFETREE WORLD LIMITED (IN LIQUIDATION)

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### 3 ASSETS

#### ***Motor Vehicle (Dacia Duster)***

Prior to the Liquidation, it was advised that the Company owned a motor vehicle which was purchased through a HP agreement. At the date of Liquidation the vehicle was returned to the finance Company who confirmed that there was no equity available.

#### ***Gateway Account***

As previously advised, the Company had a gateway account that was run through a Company called North Merchant Services Limited. I have made many attempts to contact this company, however have not made any progress. A search at Companies House revealed that the Company is in the process of being dissolved by the Registrar of Companies.

Due to this, no assets are to be forthcoming.

#### ***Contributions to costs***

Due to the limited assets in the Company, the Director agreed to contribution £3,500 plus VAT towards the costs of winding up.

There are no further realisations anticipated in this regard.

#### ***Bank Interest (Gross)***

The sum of £1.16 has been received in respect of gross interest from funds held in the case account.

There are no further realisations to be made with regards to the Company's assets in this matter.

### 4 OUTCOME TO CREDITORS

#### ***Preferential Creditors***

There are no preferential creditors' in this matter.

#### ***Secured and Floating Charge Creditors***

There are no secured creditors in this matter.

#### ***Unsecured Creditors***

The statement of affairs indicated that unsecured creditors' claims would total £459,506. To date, I have received 60 unsecured claims' totalling £140,105.

There are insufficient funds to enable a distribution to unsecured creditors

### 5 AREAS OF INVESTIGATION

In accordance with the Company Directors Disqualification Act 1986, I have submitted a report on the conduct of the Directors of the company to the Department for Business, Energy & Industrial Strategy (formerly Department for Business, Innovation and Skills). This is a confidential report and I am not able to disclose the contents within this circular to creditors.

I have conducted investigations into the company's affairs in accordance with Statement of Insolvency Practice 2 (SIP 2).

## LIFETREE WORLD LIMITED (IN LIQUIDATION)

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### 6 PAYMENTS

#### ***Statement of Affairs***

A resolution was passed at the initial Meeting of Creditors, in relation to my pre-appointment costs and is as follows:

"That the Liquidator draw's £3,500 plus VAT plus disbursements, to cover the costs of convening the meeting."

Due to the limited assets in this matter, I have recovered £3,443 in this matter as reflected in the attached receipts and payments account (appendix A)

#### ***Liquidator's remuneration and expenses***

As required by Statement of Insolvency Practice 9 ("SIP 9"), I attach a schedule (Appendix B) detailing my costs incurred on this case during the period 10 March 2017 to 20 July 2018, which you will note total £8,985 over 38.60 hours, at an average hourly charge-out rate of £232.77 per hour.

As you will note from the attached Receipts and Payments account (Appendix A), due to the limited funds in this matter, I have not been able to draw any funds against my time costs.

#### ***Category One Disbursements***

SIP 9 defines "Category One Disbursements" as being expenses directly attributable to the insolvent estate, paid to an independent third party, which are recoverable from the insolvent estate (without further creditor approval).

The following disbursements have been incurred and recovered from the case:

|                       |                |
|-----------------------|----------------|
| Specific Bond         | 44.00          |
| Statutory Advertising | 214.50         |
|                       | <u>£258.50</u> |

#### ***Category Two Disbursements***

SIP 9 defines "Category 2 Disbursements" as being expenditure incidental to the administration of the insolvent case, which includes an element of shared or allocated costs including payments to the Insolvency Practitioner's firm or connected parties.

Due to the limited realisations in this matter, I am unable to draw any category two disbursements in this matter.

#### ***Other Professionals and payments***

##### ***Mayden Accountants (Accountants Costs)***

Accountants have been instructed to assist the director with the preparation of his Statement of Affairs and assist with the completion of closing the company payroll.

Their fees in doing so were £500 plus VAT and have been paid from asset realisations.

## LIFETREE WORLD LIMITED (IN LIQUIDATION)

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### 7 CONCLUSION

This is my final report detailing my dealings in this matter and to confirm that all my administration is concluded. As per the above notice, I will seek my release as Liquidator after the eight week period from today's date (i.e. 14 September 2018) and submit my final return to the Registrar of Companies accordingly.

Yours faithfully



Peter O'Hara  
Liquidator


*Peter O'Hara is authorised to act as an insolvency practitioner in the UK by the Insolvency Practitioners Association and is bound by the Insolvency Code of Ethics. When acting as Administrator, the affairs, business and property of the company are being managed by the Administrator who acts as agent of the company and contract without personal liability*

**Account of Liquidator's Final Receipts and Payments  
for the period from 10 March 2017 to 20 July 2018**

**Lifetree World Limited  
(In Liquidation)**

**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT**

|                                   | Statement<br>of affairs<br>£ | From 10/03/2017<br>To 20/07/2018<br>£ | From 10/03/2017<br>To 20/07/2018<br>£ |
|-----------------------------------|------------------------------|---------------------------------------|---------------------------------------|
| <b>RECEIPTS</b>                   |                              |                                       |                                       |
| Dacia Duster                      | 5,200.00                     | 0.00                                  | 0.00                                  |
| Gateway Account                   | Uncertain                    | 0.00                                  | 0.00                                  |
| Director Contribution to Costs    |                              | 4,200.00                              | 4,200.00                              |
| Bank Interest Gross               |                              | 1.61                                  | 1.61                                  |
|                                   |                              | 4,201.61                              | 4,201.61                              |
| <b>PAYMENTS</b>                   |                              |                                       |                                       |
| Less: Due to Dacia Financial      | (6,085.00)                   | 0.00                                  | 0.00                                  |
| Specific Bond                     |                              | 44.00                                 | 44.00                                 |
| Statement of Affairs Fee on a/c   |                              | 3,443.11                              | 3,443.11                              |
| Accountants Costs                 |                              | 500.00                                | 500.00                                |
| Statutory Advertising             |                              | 214.50                                | 214.50                                |
| Trade & Expense Creditors         | (13,996.00)                  | 0.00                                  | 0.00                                  |
| Commissions / Unfulfilled Orders  | (74,992.00)                  | 0.00                                  | 0.00                                  |
| Landlord                          | (3,000.00)                   | 0.00                                  | 0.00                                  |
| Director / Shareholders Loans     | (281,746.00)                 | 0.00                                  | 0.00                                  |
| HSBC Bank                         | (3,000.00)                   | 0.00                                  | 0.00                                  |
| HM Revenue & Customs (PAYE / NIC) | (2,500.00)                   | 0.00                                  | 0.00                                  |
| HM Revenue & Customs (VAT)        | (28,100.00)                  | 0.00                                  | 0.00                                  |
| Investors                         | (46,000.00)                  | 0.00                                  | 0.00                                  |
| Ordinary 'A' Shares of £1         | (100.00)                     | 0.00                                  | 0.00                                  |
|                                   |                              | 4,201.61                              | 4,201.61                              |
| <b>BALANCE - 20 July 2018</b>     |                              |                                       | <b>0.00</b>                           |

  
 \_\_\_\_\_  
 Peter O'Hara  
 Liquidator

**Summary of our Liquidator's Time Costs  
for the period from 10 March 2017 to 20 July 2018**

# Time Entry - SIP9 Time & Cost Summary

L208 - Lifetree World Limited  
 All Post Appointment Project Codes  
 To: 20/07/2018

| Classification of Work Function    | Pa       | er | Manager     | Other Senior Professionals | Assistants & Support Staff | Total Hours  | Time Cost (£)   | Average Hourly Rate (£) |
|------------------------------------|----------|----|-------------|----------------------------|----------------------------|--------------|-----------------|-------------------------|
| Administration & Planning          | 0        |    | 0.00        | 3.40                       | 6.00                       | 16.00        | 3,730.00        | 233.13                  |
| Case Specific Matters              | 0        |    | 0.00        | 0.00                       | 0.00                       | 0.00         | 0.00            | 0.00                    |
| Creditors                          | 0        |    | 0.00        | 0.10                       | 6.20                       | 10.30        | 1,887.50        | 163.25                  |
| Investigations                     | 0        |    | 0.00        | 0.00                       | 0.00                       | 10.90        | 2,997.50        | 275.00                  |
| Realisation of Assets              | 0        |    | 0.00        | 0.60                       | 0.00                       | 1.40         | 370.00          | 264.29                  |
| Trading                            | 0        |    | 0.00        | 0.00                       | 0.00                       | 0.00         | 0.00            | 0.00                    |
| <b>Total Hours</b>                 | <b>0</b> |    | <b>0.00</b> | <b>4.10</b>                | <b>12.20</b>               | <b>38.60</b> | <b>8,985.00</b> | <b>232.77</b>           |
| <b>Total Fees Claimed</b>          |          |    |             |                            |                            |              | <b>0.00</b>     |                         |
| <b>Total Disbursements Claimed</b> |          |    |             |                            |                            |              | <b>0.00</b>     |                         |



**Notice of No Dividend**

**NOTICE UNDER RULE 14.36  
OF THE INSOLVENCY (ENGLAND & WALES) RULES 2016**

**IN THE MATTER OF**

**LIFETREE WORLD LIMITED - IN LIQUIDATION  
COMPANY NUMBER: 08993768**

This notice is delivered by the Liquidator of the Company, Peter O'Hara, of O'Hara & Co, Wesley House, Huddersfield Road, Birstall, Batley, WF17 9EJ (telephone number 01924 477449), who was appointed by the members and creditors.

The Liquidator gives notice confirming that no dividend will be declared in the Liquidation of the Company.

There are insufficient funds to pay a distribution to creditors after the expenses of the Liquidation are taken into account.

Dated: 20 July 2018



Peter O'Hara  
Liquidator

**An Extract from the Insolvency (England and Wales) Rules 2016 Relating to Creditors' Rights to Request Additional Information from the Liquidator**

1. The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report until rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14:
  - a) A secured creditor;
  - b) An unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
  - c) Members of the company in a members' voluntary winding up with at least 5% of the total voting rights of all the members having the right to vote at general meetings of the company;
  - d) Any unsecured creditor with the permission of the court; or
  - e) Any member of the company in a members' voluntary winding up with the permission of the court.
2. A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.
3. The office-holder must, within 14 days of receipt of such a request, respond to the person or persons who requested the information by:
  - a) Providing all the information requested;
  - b) Providing some of the information requested; or
  - c) Declining to provide the information requested.
4. The office-holder may respond by providing only some of the information requested or decline to provide the information if:
  - a) The time or cost of preparation of the information would be excessive; or
  - b) Disclosure of the information would be prejudicial to the conduct of the proceedings;
  - c) Disclosure of the information might reasonably be expected to lead to violence against any person; or
  - d) The office-holder is subject to an obligation of confidentiality in relation to the information.
5. 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.
6. A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of:
  - a) The office-holder giving reasons for not providing all of the information requested; or
  - b) The expiry of the 14 days within which an office-holder must respond to a request.
7. The court may make such order as it thinks just on an application under paragraph (6).

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### Appendix E

#### An Extract from the Insolvency (England and Wales) Rules 2016 Relating to Office Holders' Remuneration

##### **Rule 18.34**

1. This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that:
  - a) The remuneration charged by the office-holder is in all the circumstances excessive;
  - b) The basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
  - c) The expenses incurred by the office-holder are in all the circumstances excessive.
2. The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable:
  - a) A secured creditor;
  - b) An unsecured creditor with either
    - i. The concurrence of at least 10% in value of the unsecured creditors (including that creditor); or
    - ii. The permission of the court; or
  - c) In a members' voluntary winding up:
    - i. Members of the company with at least 10% of the total voting rights of all the members having the right to vote at general meetings of the company; or
    - ii. A member of the company with the permission of the court.
3. The application by a creditor or member 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 ("the relevant report").

##### **Rule 18.36**

1. This rule applies to applications made with permission under rule 18.34.
2. Where the court has given permission, it must fix a venue for the application to be heard.
3. The applicant must, at least 14 days before the hearing, deliver to the office-holder a notice stating the venue and accompanied by a copy of the application and of any evidence on which the applicant intends to rely.
4. If the court considers the application to be well-founded, it must make one or more of the following orders:
  - a) An order reducing the amount of remuneration which the office-holder is entitled to charge,
  - b) An order reducing any fixed rate or amount;
  - c) An order changing the basis of remuneration;
  - d) An order that some or all of the remuneration or expenses in question is not to be treated as expenses of the administration, winding up or bankruptcy;
  - e) 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:
    - i. The administrator or liquidator of the administrator's or liquidator's personal representative to the company; or
    - ii. The trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - f) Any other order that it thinks just.

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5. An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
6. 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 administration, winding up or bankruptcy.

### **Rule 18.37**

1. On receipt of an application under rule 18.34 for which the court's permission is not required, the court may, if it is satisfied that no sufficient cause is shown for the application, dismiss it without giving notice to any party other than the applicant.
2. Unless the application is dismissed, the court must fix a venue for it to be heard.
3. The applicant must, at least 14 days before any hearing, deliver to the office-holder a notice stating the venue with a copy of the application and of any evidence on which the applicant intends to rely.
4. If the court considers the application to be well-founded, it must make one or more of the following orders:
  - a) An order reducing the amount of remuneration which the office-holder is entitled to charge;
  - b) An order reducing any fixed rate or amount;
  - c) An order changing the basis of remuneration;
  - d) An order that some or all of the remuneration or expenses in question be treated as not being expenses of the administration or winding up or bankruptcy;
  - e) 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:
    - i. The administrator or liquidator or the administrator's or liquidator's personal representative to the company; or
    - ii. The trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - f) Any other order that it thinks just.
5. An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
6. 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 administration or as winding up or bankruptcy.