

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

TUESDAY



A724L6E3
A21 20/03/2018 #20
COMPANIES HOUSE

1 Company details

Company number	0	5	6	4	3	9	7	3
Company name in full	Harknss Ltd							
	t/a Delight Coffee House							

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

2 Liquidator's name

Full forename(s)	Philip
Surname	Booth

3 Liquidator's address

Building name/number	Coopers House
Street	Intake Lane
Post town	Ossett
County/Region	
Postcode	W F 5 0 R G
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.

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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 P. BOAZ X

Signature date

d	1	d	9	m	0	m	3	y	2	y	0	y	1	y	8
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**HARKNSS LTD T/A DELIGHT COFFEE HOUSE
IN CREDITORS VOLUNTARY LIQUIDATION**

**Liquidator's Final Report To Members And Creditors Pursuant To
Section 106 Of The Insolvency Act 1986 For The
Period 24 March 2017 to 19 March 2018**

**Philip Booth
Liquidator**

**Booth & Co
Coopers House
Intake Lane
Ossett
WF5 0RG**

Statutory Information

Company Name: Harknss Limited t/a Delight Coffee House ("the Company")

Company Number: 05643973

Date of Incorporation: 5 December 2005

Principal Activity: Coffee Shop

Registered Office: Coopers House
Intake Lane
Ossett
WF5 0RG
formerly Desai & Co
Desai House
9-13 Holbrook Lane
Coventry
CV6 4AD

Trading Address: Unit 19b Southgate Street *and* Unit 43 Maylord Orchards
The Mall
Eastgate Shopping Centre
Gloucester
GL1 2DR
Hereford
HR1 2DT

Date of Liquidation: 24 March 2017

Liquidator: Philip Booth

Basis of Remuneration: No resolution was proposed at the meeting of creditors held on 24 March 2017

1. Introduction

- 1.1 I am writing to provide you with my final report on the conduct of the Liquidation for the period from 24 March 2017 to 19 March 2018.

2. Receipts

- 2.1 A copy of the Receipts and Payments Account made up to 19 March 2018 is attached.
- 2.2 The amount of £1,000 has been received from Mr Patel who is the Director of the Company, as a contribution towards the costs of the Liquidation.
- 2.3 The fixtures and fittings belonging to the Company were estimated to realise £1,400 on the Statement of Affairs.
- 2.4 The assets were sold at auction for the sum of £3,548 plus VAT by MGR Appraisals, independent valuation agents, acting on behalf of the Liquidator.
- 2.5 The amount of £989.40 has been received in respect of cash held in the Company bank account.
- 2.6 Stock with an estimated realisable value of £30 was abandoned as it was deemed uncommercial for the Liquidator to take steps to realise the small amount involved.
- 2.7 As explained in the Director's report, the Company held leases on its premises in Gloucester and Hereford. Prior to my appointment as Liquidator, the lease on the Gloucester premises was surrendered to the landlord and the Hereford lease was re-assigned to Mr Patel. It is not thought that the lease held a premium value.
- 2.8 No other asset realisations were anticipated.

3. Payments

- 3.1 In accordance with the resolutions passed at the S98 Meeting of Creditors, Booth & Co have received an amount in the sum of £4,000 plus VAT in respect of their fee for assisting the Director with the preparation of the Director's Report and Statement of Affairs and assisting the Director in convening the statutory meetings of members and creditors.
- 3.2 Fees amounting to £1,320 have been paid to MGR Appraisals for the valuation, sale at auction and recovery from site of the Company's assets.
- 3.3 The amount of £6 has been paid in respect of bank charges.
- 3.4 There have been no other payments made except those in relation Liquidator's fees, which are referred to in Section 8 below.

4. Secured Creditors

- 4.1 There were no secured creditors.

5. Preferential Creditors

- 5.1 It was estimated in the Statement of Affairs that that preferential claims in respect of employee arrears of pay and holiday pay amounted to £2,664.
- 5.2 The Redundancy Payments Service has submitted a preferential claim amounting to £2,391, in respect of employee arrears of pay and holiday pay.
- 5.3 There have been insufficient realisations to enable any dividend to be paid to the preferential creditor.

6. Unsecured Creditors

- 6.1 It was anticipated on the Statement of Affairs that unsecured claims would amount to £155,009.
- 6.2 Unsecured claims totalling £105,215 have been received from seven creditors.
- 6.3 Insufficient funds have been realised to enable a dividend to be paid to unsecured creditors and in my letter dated 17 January 2018, creditors were provided with formal notice of no dividend in accordance with Rule 14.37 of the Insolvency (England and Wales) Rules 2016.

7. Directors' Conduct Report & Investigation

- 7.1 As required, I have submitted my confidential report to the Department of Business, Innovation and Skills. I have also carried out my investigations into the conduct of the business.
- 7.2 Pursuant to the provisions of Statement of Insolvency Practice 2, I can advise creditors that my investigations did not reveal any matters which would require me to take further action against any officer of the Company, or any third parties.

8. Liquidator's Remuneration

- 8.1 Realisations have not been sufficient to necessitate a resolution seeking creditors' approval of the basis of the Liquidator's remuneration.
- 8.2 My firm's total time costs amount to £2,699 representing 18.40 hours at an average charge out rate of £146.68 per hour. My time costs have been written off as irrecoverable. Appendix A shows a breakdown of these costs.
- 8.3 My firm's disbursements incurred amount to £328.50, of which the amount of £211.40 has been drawn. The balance has been written off as irrecoverable, details are provided below:

<u>Category 1</u>	£
<u>Disbursements</u>	
Statutory Advertising	248.50
Insurance Bond	80.00
	<hr/>
	328.50
	<hr/>

- 8.4 Category 1 disbursements relate to external services provided which are directly attributable to the case. Category 2 disbursements relate to shared or allocated costs which generally relate to

internal charges made for items such as document storage, photocopying, room hire and mileage.

- 8.5 Creditor approval is required for Category 2 disbursements to be charged as an expense of the Liquidation in accordance with best practice guidelines as set out in Statement of Insolvency Practice 9.
- 8.6 Pursuant to Rule 18.9 of the Insolvency (England and Wales) Rules 2016, a secured creditor, or an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (or with the permission of the Court), have a period of twenty-one days from the receipt of this progress report to request (in writing) further information in respect of the Liquidator's remuneration and expenses.
- 8.7 The liquidator has 14 days from receipt of the request to comply with it, but he is treated as complying if: the time or cost of preparation of the information would be excessive; if the disclosure of the information would be prejudicial to the conduct of the liquidator might reasonably be expected to lead to violence against any person; if the liquidator is subject to an obligation of confidentiality in respect of the information, and he writes to the creditor(s) giving reasons for not providing the information requested.
- 8.8 A creditor may also apply to Court within 21 days of receipt of the reasons for not providing the information requested; or upon the expiry of the 14 day period for the liquidator to provide the information.
- 8.9 Pursuant to Rule 18.34 of the Insolvency (England and Wales) Rules 2016, any secured creditor, or any unsecured creditor with the concurrence of at least 10% in value of the creditors, including that creditor (or with the permission of the Court), may make an application to the Court on the grounds that:-
- The remuneration charged by the Liquidator and, or
 - The basis fixed for the Liquidator's remuneration and, or
 - The expenses incurred by the Liquidator are excessive and, or
 - The basis fixed for the liquidator's remuneration is inappropriate

Such an application to the Court must be made within eight weeks of the date of the receipt of the progress report.

- 8.10 Further information about creditors' rights can be obtained by visiting the r3 website where creditors' information published by the Association of Business Recovery Professionals (R3) at <http://www.creditorinsolvencyguide.co.uk/> is available.
- 8.11 Further information in respect of the remuneration of Liquidators in a Creditors Voluntary Liquidation may be obtained from the R3 website using the following link: <http://www.r3.org.uk/index.cfm?page=1210>. A copy of this firm's fee policy can be obtained by sending a request to enquiries@boothinsolvency.co.uk.
- 8.12 Please note that my firm's charge out rates increased with effect from 1 January 2018, further information is provided in Appendix C, attached to this report.

9. Conclusion

- 9.1 The winding up of the Company is now for all practical purposes complete and I am seeking my release as Liquidator of the Company. Please note that provided no objections to my release are received I shall obtain my release as Liquidator following the delivery of the final notice to the Registrar of Companies.

Yours faithfully

A handwritten signature in black ink, appearing to read 'P. BOOTH', written in a cursive style.

Philip Booth
Liquidator

**Harknss Ltd t/a Delight Coffee House
(In Liquidation)
Liquidator's Summary of Receipts & Payments**

Statement of Affairs £		From 24/03/2017 To 19/03/2018 £	From 24/03/2017 To 19/03/2018 £
	ASSET REALISATIONS		
NIL	Long Leasehold Property	NIL	NIL
1,400.00	Fixtures & Fittings	3,548.00	3,548.00
NIL	Computer Equipment	NIL	NIL
30.00	Stock	NIL	NIL
	Cash at Bank	989.40	989.40
	Contribution to Costs	1,000.00	1,000.00
		<u>5,537.40</u>	<u>5,537.40</u>
	COST OF REALISATIONS		
	Preparation of S. of A.	4,000.00	4,000.00
	Office Holders Expenses	211.40	211.40
	Agents/Valuers Fees (1)	1,320.00	1,320.00
	Bank Charges	6.00	6.00
		<u>(5,537.40)</u>	<u>(5,537.40)</u>
	PREFERENTIAL CREDITORS		
(2,644.00)	RPS - Arrears & Holiday Pay	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	UNSECURED CREDITORS		
(36,281.00)	Trade & Expense Creditors	NIL	NIL
(2,179.00)	RPS - Arrears, PILON and Redundanc	NIL	NIL
(71,717.00)	Lloyds Bank Plc	NIL	NIL
(43,572.00)	HM Revenue & Customs - PAYE/NIC	NIL	NIL
(1,260.00)	HM Revenue & Customs - VAT	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
(156,323.00)		<u>(0.00)</u>	<u>(0.00)</u>

REPRESENTED BY

NIL

P. BOOTH

Philip Booth
Liquidator

Time Entry - SIP9 Time & Cost Summary

HAR004 - Harkness Ltd t/a Delight Coffee House
 Project Code: POST
 From 24/03/2017 To 17/01/2018

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	2.00	0.00	6.20	5.20	13.40	1,944.00	145.07
Case Specific Matters	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Creditors	0.00	0.00	1.90	1.00	2.90	395.00	136.21
Investigations	0.60	0.00	0.50	0.00	1.10	210.00	190.91
Realisation of Assets	0.00	0.00	1.00	0.00	1.00	150.00	150.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	2.60	0.00	9.60	6.20	18.40	2,699.00	146.68
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	

BOOTH & CO – FEES & DISBURSEMENTS 2018/19**ADDITIONAL INFORMATION IN RELATION TO OFFICE HOLDER'S FEES PURSUANT TO THE PROVISIONS OF STATEMENT OF INSOLVENCY PRACTICE 9**

Please find outlined below a schedule of Booth & Co charge out rates:-

<u>Staff Grade</u>	Rate/Hour £ (From 01/01/18)	Rate/Hour £ (01/04/15 to 31/12/17)
Insolvency Practitioner (appointment taking)	250 - 275	225 - 250
Senior Manager	210 - 235	195 - 210
Manager	175 - 195	160 - 175
Senior Administrator	150 - 165	140 - 155
Administrator	125 - 140	115 - 130
Cashier/Support	90 - 115	75 - 110

The charge out rates are subject to periodic reviews and change. The higher rates referred to above may be applied on more complex matters. If used, creditors will be informed accordingly.

In cases of exceptional complexity, the insolvency practitioner reserves the right to obtain authority from the committee or the creditors that their remuneration shall be fixed as a percentage of the value of the assets which are realised or distributed, or both.

An analysis of time costs incurred will be provided to creditors under the following areas of activity:

- Administration and planning
- Investigations
- Realisation of assets
- Trading
- Creditors
- Any other case-specific matters

Disbursements

There are two types of disbursements; direct disbursements (known as 'Category 1') and indirect disbursements (known as 'Category 2').

i) Category 1

Category one disbursements do not require approval by creditors. Typically, these include external supplies of incidental services specifically identifiable to the case, such as postage, advertising, invoiced travel and external printing, room hire, insolvency bond and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Postage, external room hire and insolvency bond costs are charged out at the actual rate incurred.

ii) Category 2

Category two disbursements do require creditor approval and include elements of shared or allocated costs.

- Photocopying is charged at 15p per sheet/copy.
- Internal room hire (only charged for statutory meetings of members, creditors or a creditors' committee) is charged at £75 per hour (minimum charge £75; maximum charge £150).
- Mileage is charged at 45p per mile.
- Internal books and records storage is charged at £6 per box per annum.

Insolvency Guide to Unsecured Creditors

The insolvency trade association, R3, has launched a website, www.creditorinsolvencyguide.co.uk for cases in England and Wales, which is a step-by-step guide to the insolvency process for unsecured creditors, particularly small businesses who are unfamiliar with the insolvency process.

It sets out in straightforward English how creditors can engage in the insolvency process and includes:

- how different insolvency procedures work;
- simple explanations of insolvency terminology,
- useful tips on how to help oversee the running of the insolvency case.

For additional information regarding the remuneration of insolvency practitioners, please use the link <http://www.insolvency-practitioners.org.uk/regulation-and-guidance/england-wales> and click on 'SIP 9'.

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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	Luke Brough
Company name	Booth & Co
Address	Coopers House Intake Lane
Post town	Ossett
County/Region	
Postcode	WF5 0RG
Country	
DX	
Telephone	01924 263777

Checklist

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

- The company name and number match the information held on the public Register.
- You have attached the required documents.
- You have signed the form.

Important information

All information on this form will appear on the public record.

Where to send

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

Further information

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse