

Liquidator's Progress Report

Pursuant to Sections 92A, 104A and 192 of the Insolvency Act 1986

S.192

To the Registrar of Companies

Company Number

07396044

Name of Company

(a) Insert full name of company

(a) HARBAC UK LTD

Limited

(b) Insert full name(s) and address(es)

I / We (b) M Maloney and J M Tittley

of Leonard Curtis, 2nd Floor, 20 Chapel Street, Liverpool L3 9AG

the liquidator(s) of the company attach a copy of my/our Progress Report under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 14 August 2013 to 13 August 2014

Signed



Date

6/10/14

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

Leonard Curtis,
2nd Floor,
20 Chapel Street,
Liverpool
L3 9AG
Ref I/26/AM/SH684E/115

WEDNESDAY



A313S00W

A35

08/10/2014

#109

COMPANIES HOUSE



LEONARD CURTIS
BUSINESS RESCUE & RECOVERY

HARBAC UK LTD
(In Creditors' Voluntary Liquidation)

Registered Number: 07396044

Joint Liquidators' annual progress report
prepared in accordance with s104A of the Insolvency Act 1986
and Rule 4.49C of the Insolvency Rules 1986 (as amended)

For the Period 14 August 2013 to 13 August 2014

Leonard Curtis
2nd Floor, 20 Chapel Street,
Liverpool L3 9AG
Tel: 0151 515 0706 Fax: 0151 515 0707
recovery@leonardcurtis.co.uk
Ref: I/26/AM/SH684E/1010

CONTENTS

- 1 Introduction
- 2 Conduct of the Liquidation
- 3 Receipts and Payments Account
- 4 Outcome for Creditors
- 5 Investigations
- 6 Liquidators' Remuneration and Disbursements and Creditors' Rights
- 7 Next Report

APPENDICES

- A Account of Liquidators' Receipts and Payments for the period from 14 August 2013 to 13 August 2014
- B Summary of Liquidators' Time Costs for the period from 14 August 2013 to 13 August 2014
- C Leonard Curtis Charge Out Rates and Policy regarding Staff Allocation, Support Staff, the use of Subcontractors and the Recharge of Disbursements
- D Proof of Debt Form

TO: ALL MEMBERS
ALL CREDITORS
ALL DIRECTORS
THE REGISTRAR OF COMPANIES

1 INTRODUCTION

- 1.1 My colleague, J M Titley, and I were appointed as Joint Liquidators of the Company at meetings of members and creditors held on 14 August 2013. Both J M Titley and I are licensed in the UK by the Institute of Chartered Accountants in England and Wales. I can confirm that there has been no change in office-holder since the date of liquidation.
- 1.2 This report has been prepared in accordance with the requirements of Section 104A of the Insolvency Act 1986 and Rule 4.49C of the Insolvency Rules 1986 (as amended) to provide members and creditors with a report on the progress of the liquidation.
- 1.3 The period covered by this report is the period of 12 months from appointment.

2 CONDUCT OF THE LIQUIDATION

- 2.1 The Company's registered office was changed from 92 London Road, Liverpool L3 5NW to 2nd Floor, 20 Chapel Street, Liverpool L3 9AG on 19 August 2013. The Company's registered number is 07396044.
- 2.2 It is confirmed that the assets have now been realised with the exception of various Retentions for which we are still awaiting information. Subject to progressing matters, the Retentions may be considered as irrecoverable.
- 2.3 In accordance with SIP13 which requires the Liquidators to report any connected party transactions to the members and creditors, I can confirm that a sale of the assets was agreed on 25 July 2014 to Michael Harding who is a director of the insolvent company. The sales consideration was £11,700 plus VAT. Staged payments were made until the final balance was paid in November 2013. No legal advisors were utilised with regard to the transaction. Robson Kay & Co Ltd were utilised as valuation agents with regard to the transaction.

3 RECEIPTS AND PAYMENTS ACCOUNT

- 3.1 Attached at Appendix A is a summary of the Liquidators' receipts and payments for the period from 14 August 2013 to 13 August 2014, being twelve months from the date of appointment.

RECEIPTS

Plant & Machinery, Office Equipment and Stock

The assets were professionally valued by Robson Kay & Co Ltd, of Tilson Road, Roundthorn Industrial Estate, Manchester M23 9PH. The total amount of £11,700 was realised.

Deposit Interest (Gross)

The sum of £3.40 was received in the post liquidation period in relation to credit balances held by the liquidator in the liquidation account.

Sundry Receipt

A receipt of £58 91 was received which relates to bank charges which the Company had been charged prior to the liquidation which were made to the joint liquidators

PAYMENTS

Statement of Affairs Fee as reported to creditors in the initial report in the sum of £3,750 was drawn

Liquidators' Remuneration

The liquidators' remuneration to date has totalled £5,350 The actual time costs are £15,871 72 and there will be a write off in due course Note 6 2 provides details of the time costs incurred

Agents Fees and Expenses

These relate to the agents who valued the assets and are shown in detail at 6 6 in this report

Disbursements – Category 1

This relates to the Insolvency Bond, advertising, Companies House fee and mail redirection

4 OUTCOME FOR CREDITORS

4 1 Secured Creditors

There are no secured creditors

4 2 Preferential Creditors

There are no preferential creditors

4 3 Prescribed Part

To the best of our knowledge and belief there are no unsatisfied floating charges created or registered on or after 15 September 2003 and consequently a prescribed part will not apply

4 4 Unsecured Creditors

Based on the current information, it is unlikely that a dividend will be available for the unsecured creditors If there are no dividends available under Rule 4 186 a Notice that no dividend will be declared will be issued to creditors in due course

5 INVESTIGATIONS

5 1 I have not as yet received the full books and records of the Company and have therefore not completed my investigations into the Company's affairs I have requested the records from the directors and the Company's accountants on several occasions I am hopeful that these will be with me in the near future and once I have carried out my assessment of those records I will be able to conclude the liquidation

6 LIQUIDATORS' REMUNERATION AND DISBURSEMENTS AND CREDITORS' RIGHTS

Remuneration

6 1 At a meeting of creditors held on 14 August 2013 it was resolved that the Liquidators' remuneration be payable by reference to time properly given by the Liquidators and their staff in attending to matters arising in the liquidation

6 2 The Liquidators' time costs are summarised below

	Hours No.	Rate / hr £	Total value of time £
Time incurred	55 7	284 95	15,871 72
Total Liquidators' time costs	<u>55 7</u>	<u>284 95</u>	<u>15,871 72</u>

6 3 The time charged by the Joint Liquidators and their staff for the period from 14 August 2013 to 13 August 2014 amounts to £15,871 72 This represents 55 7 hours at an average rate of £284 95 per hour Attached at Appendix B is a time analysis which provides details of the activity costs incurred by staff grade during this period The following work has been carried out

- Achieving a sale of the chattel assets,
- Receipt of funds in relation to sundry refunds and bank interest,
- Dealing with creditor matters and queries
- Notification of appointment of members and creditors,
- Dealing with creditors' correspondence and enquiries
- Preparing post appointment VAT Returns,
- Partially completing an investigation into the affairs of the Company,
- Submitting an appropriate Return to the Department of Trade & Industry Disqualification Department under the Company Directors Disqualification Act 1986,
- Preparation of the Progress Report,
- Maintaining case records and ensuring our administration is conducted in accordance with the Act and the Rules

Further guidance may be found in "A Creditors' Guide to Liquidators' Fees" which may be downloaded from <http://www.leonardcurtis.co.uk/resources/creditorsguides> If you would prefer this to be sent to you in hard copy please contact Alison McLauchlan of this office on 0151 515 0706

6 4 Liquidation fees drawn at the date of this report amount to £5,350 00

Category 2 Disbursements

6 5 Creditors also approved the basis for recharging disbursements that include an element of allocated cost or payments to outside parties in which the Joint Liquidators or Leonard Curtis have an interest These are known as Category 2 disbursements

No disbursements of this kind have been incurred in this case

Other Disbursements and Expenses

6 6 The Joint Liquidators have also incurred other disbursements and expenses since the date of their appointment These expenses are detailed in the table below, which also indicates whether these expenses have yet been paid from case funds

Nature of expenses	By whom provided	Total amount incurred to date £	Amount reimbursed £	Amount still to be reimbursed £
Agents' fees	Robson Kay & Co Ltd	1,414 00	1,414 00	Nil
Software Licence Fee	Pelstar	75 00	75 00	Nil
IP bond	AJA Insolvency Risk Services	40 00	40 00	Nil
Client identification checks	Business Tax Centre	10 00	10 00	Nil
Advertising Costs	Courts Advertising	253 80	253 80	Nil
Companies House searches	Companies House	3 00	Nil	3 00
Mail Redirection	Royal Mail	120 00	120 00	Nil
Parking Charges		3 75	Nil	3 75
Total		1,919 55	1,912 80	6 75

6 7 Attached at Appendix C is additional information in relation to the firm's policy on staffing, the use of subcontractors, disbursements and details of our current charge-out rates by staff grade. Please note that this firm's charge out rates were amended on 6 January 2014. During the liquidation the following professional advisors have been used:

Name of Professional Advisor	Service Provided	Basis of Fees
Robson Kay & Co Ltd	Independent valuation of chattel assets	10% of selling price plus disbursements

Creditors' Rights

6 8 Any secured creditor, unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) or any unsecured creditor with the permission of the Court, may within 21 days of the receipt of this report make a request in writing to the Liquidators for further information about the remuneration or expenses incurred since the date of appointment.

6 9 In addition to the above, any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) or any unsecured creditor with the permission of the Court, may within 8 weeks of receipt of this report make an application to Court on the grounds that the basis fixed for the Liquidators' remuneration is inappropriate, or the remuneration charged or the expenses incurred by the Liquidators since the date of appointment are excessive.

7 NEXT REPORT

7 1 The Joint Liquidators are required to provide a progress report within two months of the end of the next anniversary of the Liquidation or earlier if the Liquidation has been finalised. However, our duties as liquidator are coming to a conclusion and we expect to be calling a final meeting of creditors and bringing the liquidation to a conclusion within the next few months.

Harbac UK Ltd - In Creditors' Voluntary Liquidation

If you require further information in the meantime please contact my office in writing Electronic communications should include a full postal address

Yours faithfully

A handwritten signature in black ink, consisting of a large loop followed by a horizontal line extending to the right.

M MALONEY
Joint Liquidator

Licensed in the UK by the Institute of Chartered Accountants in England and Wales

APPENDIX A

ACCOUNT OF LIQUIDATORS' RECEIPTS AND PAYMENTS FOR THE PERIOD FROM
14 AUGUST 2013 TO 13 AUGUST 2014

	Estimated to realise £	Cumulative £
RECEIPTS		
Sundry Receipts	-	58 91
Plant & Machinery	2,300	2,300 00
Office Equipment	1,000	1,000 00
Motor Vehicles	7,750	7,749 98
Stock	650	650 00
Bank Interest Received	-	3 40
	<u>11,700</u>	<u>11,762 29</u>
PAYMENTS		
Liquidator's remuneration		5,350 00
Statement of Affairs Fee		3,750 00
Agents costs		1,414 00
Category 1 Disbursements,		
Statutory advertising		253 80
Royal Mail Redirection		120 00
Bordereau		40 00
Incidental outlays		85 00
Total costs and charges incurred		<u>11,012 80</u>
 Represented By;		
Current Account – Allied Irish Bank GB		579 49
VAT Control Account		170 00
		<u>749 49</u>

APPENDIX B

SUMMARY OF LIQUIDATORS' TIME COSTS FOR THE PERIOD
FROM 14 AUGUST 2013 TO 13 AUGUST 2014

	Director		Senior Manager		Manager 1		Manager 2		Administrator 1		Administrator 4		Total		Average Hourly Rate £
	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	Units	Cost £	
Statutory & Review	24	1,077.50	9	346.50	10	300.00	31	922.00	66	1,540.00	5	67.50	144	4,283.50	297.47
Receipts & Payments	-	-	-	-	-	-	7	199.50	10	260.00	9	121.50	26	581.00	223.46
Assets	-	-	-	-	23	759.00	-	-	24	555.00	-	-	47	1,314.00	279.57
Liabilities	-	-	-	-	-	-	-	-	50	1,204.00	-	-	50	1,204.00	240.80
General Administration	21	905.00	-	-	-	-	3	85.50	100	2,405.00	-	-	124	3,395.50	273.83
Planning & Strategy	25	1,062.50	-	-	13	429.00	-	-	62	1,426.00	-	-	13	429.00	330.00
Post Appointment Credit Meetings	28	1,260.00	-	-	-	-	-	-	14	364.00	-	-	87	2,488.50	286.03
Investigations	-	-	-	-	-	-	-	-	-	-	-	-	42	1,624.00	386.67
Review	-	-	-	-	-	-	-	-	24	552.00	-	-	24	552.00	230.00
Total	98	4,305.00	9	346.50	46	1,518.00	41	1,207.00	349	8,306.00	14	189.00	557	15,871.50	
Average Hourly Rate (£)	439.29		395.00		330.00		294.39		237.99		135.00		284.95		

All Units are 6 minutes

APPENDIX C

LEONARD CURTIS CHARGE OUT RATES AND POLICY REGARDING STAFF ALLOCATION, SUPPORT STAFF, THE USE OF SUBCONTRACTORS AND THE RECHARGE OF DISBURSEMENTS

The following information relating to the policy of Leonard Curtis is considered to be relevant to creditors

Staff Allocation and Support Staff

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

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

With effect from 6 January 2014 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis

With effect from 6 Jan 2014	Standard £	Complex £	1 Jan 2012 to 5 Jan 2014	Standard £	Complex £
Director	450	562	Director	425	531
Senior Manager	410	512	Senior Manager	385	481
Manager 1	365	456	Manager 1	330	412
Manager 2	320	400	Manager 2	285	356
Administrator 1	260	325	Administrator 1	230	287
Administrator 2	230	287	Administrator 2	210	262
Administrator 3	210	262	Administrator 3	190	237
Administrator 4	150	187	Administrator 4	135	168
Support	0	0	Support	0	0

Subcontractors

Details and the cost of any work which has been or is intended to be sub-contracted out that could otherwise be carried out by the office holders or their staff will be provided in any report which incorporates a request for approval of the basis upon which remuneration may be charged.

Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements. The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

Disbursements

- a) **Category 1 disbursements** These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the office holder or his or her staff. Category 1 disbursements may be drawn without prior approval.
- b) **Category 2 disbursements** These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage. In the event of charging for category 2 disbursements the following items of expenditure are recharged on this basis and are believed to be in line with the cost of external provision:

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£66.09 per box
Business mileage	45p per mile

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration.

PROOF OF DEBT – GENERAL FORM

HARBAC UK LTD

Date of Winding-Up Order/Resolution for voluntary winding-up 14 August 2013

1	Name of Creditor (if a company please also give company registration number)	
2	Address of creditor for correspondence (Please include email address)	
3	Total amount of claim, including any Value Added Tax and outstanding uncapitalised interest as at the date the company went into liquidation	£
4	Details of any documents by reference to which the debt can be substantiated (Note There is no need to attach them now but the liquidator may call for any document or evidence to substantiate the claim at his discretion as may the chairman or convenor of any meeting)	
5	If amount in 3 above includes outstanding uncapitalised interest please state amount	£
6	Particulars of how and when debt incurred (If you need more space append a continuation sheet to this form)	
7	Particulars of any security held, the value of the security, and the date it was given	
8	Particulars of any reservation of title claimed in respect of goods supplied to which the claim relates	
9	Signature of creditor or person authorised to act on his behalf	
	Name in BLOCK LETTERS	
	Position with or relation to creditor	
	Address of person signing (if different from 2 above)	
Admitted to vote for		Admitted for dividend for
£		£
Date		Date
Liquidator		Liquidator