

The Insolvency Act 1986

Liquidator's Progress  
ReportPursuant to section 192 of the  
Insolvency Act 1986**S.192**

To the Registrar of Companies

For official use

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Company Number

00284151

Name of Company

(a) Insert full name of  
company

(a) Hafod Quarries Limited

(b) Insert full name(s) and  
address(es)We, (b) Simon Allport and Thomas Andrew Jack, Ernst & Young LLP, 100 Barbirolli Square,  
Manchester M2 3EYthe liquidators of the company attach a copy of our Progress Report under section 192 of the  
Insolvency Act 1986

Signed



Date

08.09.2011

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

For Official Use

Liquidation Section

Post Room

FRIDAY



\*ABLYDXES\*

A32

09/09/2011

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COMPANIES HOUSE

TO ALL MEMBERS

8 September 2011

Ref R/PM/TMH/NWM1018/P12  
Your ref

Direct line +44 161 333 2735  
Direct fax +44 161 333 3008  
Email pmorris@uk.ey.com

**Hafod Quarries Limited  
MWH Consulting Limited  
MWH Recycling Limited  
(All in Members' Voluntary Liquidation) (the Companies)**

Tom Jack and I were appointed Joint Liquidators of the Companies on 12 July 2010. I now write to provide you with our report on the progress of the liquidations from 12 July 2010 to 11 July 2011.

In accordance with the provisions of The Insolvency Rules 1986 we are required to provide certain information about the Companies and the Joint Liquidators. This information can be found at Appendix 1 of this report.

**Receipts and payments account**

There have been no receipts and payments in any of the Companies in the period 12 July 2010 to 11 July 2011.

**Progress during the period of the report**

I arranged for the Companies' tax affairs to be brought up to date and the Companies' tax position has been agreed up to 11 July 2010. I have applied to HM Revenue & Customs for clearance to close these liquidations and am preparing to close them shortly.

**Remaining assets to be realised**

The only known asset of Hafod Quarries Limited is an inter-company debtor of approximately £1.3m due from MWH Associates Limited, which will be distributed to MWH Associates Limited in due course as sole shareholder of Hafod Quarries Limited.

In addition, MWH Consulting Limited and MWH Recycling Limited have small bank balances, which will be realised shortly and distributed to Mersey Waste Holdings Limited in due course, as sole shareholder of MWH Consulting Limited and MWH Recycling Limited.

All distributions will be made when these liquidations are ready to close.

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

Mersey Waste Holdings Limited is responsible for Joint Liquidators' remuneration. In the period covered by this report, £9,018 17 plus VAT was billed on account of Joint Liquidators' remuneration and £1,571 21 plus VAT was billed in respect of expenses arising from these liquidations, representing advertising costs of £719 21 plus VAT and the premiums for the Joint Liquidators' specific penalty bonds of £852 00 plus VAT.

### **Members' rights to further information about, and challenge, remuneration and expenses**

In certain circumstances, members are entitled to request further information about our remuneration or expenses, or to apply to court if members consider the costs to be excessive. Further information is provided at Appendix 2.

### **Other matters**

We will report again in twelve months time on the progress of these liquidations or when these liquidations close, whichever is sooner. Please contact Patricia Morris on 0161 333 2735 or at [pmorris@uk.ey.com](mailto:pmorris@uk.ey.com) if you need any more information.

Yours faithfully  
for Hafod Quarries Limited,  
MWH Consulting Limited and  
MWH Recycling Limited

A handwritten signature in black ink, appearing to be 'S Allport'.

S Allport  
Joint Liquidator

S Allport and T A Jack are licensed in the United Kingdom to act as insolvency practitioners by The Institute of Chartered Accountants in England and Wales.

**Information about the Companies and the Joint Liquidators*****Hafod Quarries Limited***

Registered office address of the company	100 Barbirolli Square, Manchester M2 3EY
Registered number	00284151
Full names of the Joint Liquidators	Simon Allport and Thomas Andrew Jack
Joint Liquidators' address	Ernst & Young LLP, 100 Barbirolli Square, Manchester M2 3EY
Date of appointment of the Joint Liquidators	12 July 2010
Details of any changes of Joint Liquidator	None

***MWH Consulting Limited***

Registered office address of the company	100 Barbirolli Square, Manchester M2 3EY
Registered number	03821850
Full names of the Joint Liquidators	Simon Allport and Thomas Andrew Jack
Joint Liquidators' address	Ernst & Young LLP, 100 Barbirolli Square, Manchester M2 3EY
Date of appointment of the Joint Liquidators	12 July 2010
Details of any changes of Joint Liquidator	None

***MWH Recycling Limited***

Registered office address of the company	100 Barbirolli Square, Manchester M2 3EY
Registered number	03944799
Full names of the Joint Liquidators	Simon Allport and Thomas Andrew Jack
Joint Liquidators' address	Ernst & Young LLP, 100 Barbirolli Square, Manchester M2 3EY
Date of appointment of the Joint Liquidators	12 July 2010
Details of any changes of Joint Liquidator	None

**Members' rights to request further information about remuneration or expenses or to challenge a liquidator's remuneration – Rules 4.49E and 4.148C of the Insolvency Rules 1986 (as amended)**

**4 49E Creditors' and members' request for further information**

**(1) If—**

(a) within the period mentioned in paragraph (2)—

(i) a secured creditor, or

(ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or

(iii) 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, or

(b) with the permission of the court upon an application made within the period mentioned in paragraph (2)—

(i) any unsecured creditor, or

(ii) any member of the company in a members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5)) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under Rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

**(2) The period referred to in paragraph (1)(a) and (b) is—**

(a) 7 business days of receipt (by the last of them in the case of an application by more than one member) of the progress report where it is required by Rule 4 108, and

(b) 21 days of receipt (by the last of them in the case of an application by more than one member) of the report or draft report in any other case

**(3) The liquidator complies with this paragraph by either—**

(a) providing all of the information asked for, or

(b) so far as the liquidator considers that—

(i) the time or cost of preparation of the information would be excessive, or

(ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or

(iii) the liquidator is subject to an obligation of confidentiality in respect of the information,

giving reasons for not providing all of the information

**(4) Any creditor, and any member of the company in a members' voluntary winding up, who need not be the same as the creditors or members who asked for the information, may apply to the court within 21 days of—**

(a) the giving by the liquidator of reasons for not providing all of the information asked for, or

(b) the expiry of the 14 days provided for in paragraph (1),

and the court may make such order as it thinks just

- (5) Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just
- (6) This Rule does not apply where the liquidator is the official receiver

#### **4.148C Members' claim that remuneration is excessive**

- (1) 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 any member with the permission of the court, may apply to the court for one or more of the orders in paragraph (6) on the grounds that—
  - (a) the remuneration charged by the liquidator,
  - (b) the basis fixed for the liquidator's remuneration under Rule 4 148A, or
  - (c) expenses incurred by the liquidator,is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate
- (2) Application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or 4 weeks when the liquidator has resigned in accordance with Rule 4 142) after receipt by the applicant of the report or account which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- (3) The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it must not do so unless the applicant has had the opportunity to attend the court for a hearing of which the applicant has been given at least 5 business days' notice but which is without notice to any other party
- (4) If the application is not dismissed under paragraph (3), the court must fix a venue for it to be heard and give notice to the applicant accordingly
- (5) The applicant must at least 14 days before the hearing send to the liquidator a notice stating the venue and accompanied by a copy of the application and of any evidence which the applicant intends to adduce in support of it
- (6) 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 liquidator was entitled to charge,
  - (b) an order fixing the basis of remuneration at a reduced 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 liquidation,
  - (e) an order that the liquidator or the liquidator's personal representative pay to the company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify, and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report
- (7) 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 liquidation