

# AM10

## Notice of administrator's progress report



Companies House

FRIDAY



\*A688XKTC\*

A22

09/06/2017

#389

COMPANIES HOUSE

### 1 Company details

Company number 0 2 0 7 3 9 6 2

Company name in full Burns-Anderson Limited

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

### 2 Administrator's name

Full forename(s) Nigel

Surname Morrison

### 3 Administrator's address

Building name/number Hartwell House

Street 55-61 Victoria Street

Post town Bristol

County/Region

Postcode B S 1 6 F T

Country

### 4 Administrator's name •

Full forename(s) Alistair

Surname Wardell

• Other administrator  
Use this section to tell us about  
another administrator.

### 5 Administrator's address •

Building name/number 11/13 Penhill Road

Street

Post town Cardiff

County/Region South Glamorgan


Postcode C F 1 1 9 U P

Country

• Other administrator  
Use this section to tell us about  
another administrator.

# AM10

## Notice of administrator's progress report

<b>6</b>	<b>Period of progress report</b>																
From date	d	1	d	1	m	1	m	1	y	2	y	0	y	1	y	6	
To date	d	1	d	0	m	0	m	5	y	2	y	0	y	1	y	7	
<b>7</b>	<b>Progress report</b>																
<input checked="" type="checkbox"/> I attach a copy of the progress report																	
<b>8</b>	<b>Sign and date</b>																
Administrator's signature	Signature X  X																
Signature date	d	0	d	5	m	0	m	6	y	2	y	0	y	1	y	7	



Our Ref NZM/ZLC/RJJ/TXA/B01623/  
Your Ref

To the creditors

5 June 2017

Dear Sirs

Recovery and Reorganisation

Grant Thornton UK LLP  
4 Hardman Square  
Spinningfields  
Manchester M3 3EB

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F +44 (0)161 953 6317  
grantthornton.co.uk

**Burns-Anderson Limited - In Administration (the Company or BAL)**  
**High Court of Justice, Chancery Division, Bristol District Registry**  
**No 697 of 2012**

**1 Introduction**

1.1 Following my appointment as joint administrator of the above company with Alistair Wardell by the directors on 3 July 2012, I now report on the progress of the administration to 10 May 2017 and attach:

- Appendix A, Form AM10, together with an account of my receipts and payments for the period from 11 November 2016 to 10 May 2017 and also for the whole administration to date
- Appendix B, a statement of the remuneration charged by the joint administrators in the period 11 November 2016 to 10 May 2017 and a statement of expenses incurred in the period
- Appendix C, an analysis of my time costs as required by Statement of Insolvency Practice 9
- Appendix D, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to request additional information from the administrator (Rule 18.9)
- Appendix E, an extract from the Insolvency (England and Wales) Rules 2016 relating to creditors' rights to challenge the administrator's remuneration or expenses, if excessive (Rule 18.34)

1.2 Please note that we are authorised by the Insolvency Practitioners Association to act as insolvency practitioners. We are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

1.3 In accordance with paragraph 100(2) of Schedule B1 to the Insolvency Act 1986, the functions of the administrators are to be exercised by any or all of them.

1.4 In addition to the Company we were also appointed as administrators of the following companies:

- Honister Capital Limited (HCL);
- Sage Financial Services Limited (SFSL);
- Honister Partners Limited (HPL); and
- B-A Financial Limited (BAFL)

- 1.5 The above companies together with BAL are collectively referred to as "the Group" in this report. BAFL is a subsidiary of BAL and HPL, BAL and SFSL are subsidiaries of HCL.
- 1.6 The administrators' proposals for the Company were contained in our report dated 23 August 2012 and were approved at a meeting of creditors held on 10 September 2012. A creditors committee was formed at the meeting.
- 1.7 We anticipated in our proposals that there would be a dividend to the unsecured creditors.
- 1.8 It was proposed that the administration would end by the Company going into creditors voluntary liquidation or, if no monies were available for unsecured creditors, by the dissolution of the Company.

## **2 Statutory Information**

- 2.1 The company's registered number is 02073962.

## **3 Progress report**

- 3.1 We set out this section under the following key headings:

- Appointment of professional advisers
- Accrued income and continued collection of commissions
- Novation income
- Professional indemnity insurance, run off cover and the Financial Services Compensation Scheme
- Captive insurance cell
- Intra Group debts
- Debtors
- Recharges of expenses of the administrations

- 3.2 Details of the conversion of the administration to creditors voluntary liquidation and outcome for creditors are included in Section 4 and details of the administrators' fees and administration expenses in sections 5 and 6 respectively.

### **Appointment of professional advisers**

- 3.3 The professional advisers appointed remain the same as set out in our last progress report.

### **Accrued income and continued collection of commissions**

- 3.4 MacRobins Limited (MRP), to whom the administrators sold the Company's right title and interest in its trail commission on 27 July 2012, continue to liaise with product providers to ensure that commissions due to the Company are collected.
- 3.5 We have recovered total commission income (active adviser, orphan and un-analysed commission post 30 April 2015) of £1,360,031 in the period since our appointment to 10 May 2017. This includes commission of £57,734 in the 6 months to 10 May 2017.
- 3.6 The above amount does not include the commission distribution to 30 April 2017 received on 15 May 2017, after the period end date for this report.

- 3.7 The commission sharing agreement with MRP comes to an end on 27 July 2017 and no further commission income will be distributed to the Company after that date.

#### **Novation income**

- 3.8 As previously reported, we agreed to novate the commission income trail to BAL advisers for 53% of the recurring fee income as at the date of our appointment. Only 8 advisers took part in this process generating novation fee income of £227,750.
- 3.9 We understand that the majority of Product Providers participated in the novation process, either through the formal process set up by the administrators, or through their own procedures. MRP will be contacting those advisers who took part in the novation process for details of any business which they consider have not transferred and details of refunds due, if any, in novation fees paid.

#### **Professional Indemnity insurance, run off cover and the Financial Services Compensation Scheme (FSCS)**

- 3.10 As previously reported, it was not possible to put in place Professional Indemnity (PI) run off cover for the post appointment period.
- 3.11 At the date of our appointment there were 118 PI claims against BAL. Since then new claims arising have been notified to the FSCS who will pay valid claims up to a certain limit now that they have declared the Company to be in default.
- 3.12 The FSCS provided the administrators with details of the claims received to 31 March 2017, an analysis of the claims received along with claims previously reported by the FSCS (17 October 2016) is shown below:

BAL	No. claims received		No. claims settled		No. claims rejected		No. claims in progress	
	17/10/16	31/3/17	17/10/16	31/3/17	17/10/16	31/3/17	17/10/16	31/3/17
FSCS PI claims	2,015	2,103	377	480	1,005	1,068	633	555

- 3.13 You will see from the table above the FSCS continues to receive PI claims from BAL clients with a further 88 claims having been added to the FSCS schedules since 17 October 2016.
- 3.14 The total value of claims that have been settled by the FSCS amount to £14.3 million (£9.6 million at 17 October 2016) although the FSCS will have made payments less than this due to the limit cap it applies.
- 3.15 We are aware that c£8.8 million of claims in existence at the time of our appointment have not sought recovery from the FSCS.
- 3.16 In addition, the FSCS's schedule excludes any potential claims in respect of financial products marketed by Keydata Investment Services between 2005 and 2009. This claim could amount to c£600,000.

- 3.17 As previously advised, the Group's primary insurer has presented a number of legal arguments asserting that it is not liable for the claims notified prior to our appointment. Direct litigation of a number of these PI claims against the primary insurer have been unsuccessful. Our solicitors are investigating the potential for recovery of insurance premiums paid by the Group prior to its insolvency.

#### **Captive**

- 3.18 Prior to its insolvency, HCL had established a captive insurance cell (the Captive) in Guernsey to self-insure the excess layer of insurance imposed on the Group by the primary insurer.
- 3.19 As previously advised, Lawyers in Guernsey (Bedell Cristin) provided advice on the position of the Captive which was insolvent.
- 3.20 The balance of funds held by the Captive have now been repatriated to the Group as follows:
- 1 by way of commutation of the Captive insurance policies allowing for a partial refund of the insurance premiums previously paid by the Group. The refund of premiums amounted to £446,082, of which BAL's share amounted to £180,353;
  - 2 the commutation of the insurance policies restored the Captive to solvency allowing for the repayment of the balance of funds (£383,509), by way of the redemption of the redeemable shares in the Captive held by HCL.
- 3.21 The partial repayment of insurance premiums (number 1 above) was shared amongst the Group in the same ratio as the insurance premiums were originally paid, prior to our appointment.
- 3.22 Leading Counsel's opinion was sought as to the correct treatment of the sum paid to HCL on redemption of its share-holding in the Captive. Counsel advised that the shares were beneficially owned by HCL and that the sum paid on redemption of the shares was an asset of HCL.
- 3.23 Any tax liability arising on the refund of insurance premium will be offset against tax losses carried forward.

#### **Intra group debts**

- 3.24 The sums owed to BAL from group companies, as shown in the directors' statement of affairs, along with their estimate of the amount that would be realised is set out in the table below:

£	Amount owed per statement of affairs	Estimated to realise per Statement of affairs
SFSL - loan balance	800,000	776,000
SFSL - non-loan balance	241,963	234,704
HCL	213,820	45,212
HPL	13,319	4,395
<b>Total</b>	<b>1,269,102</b>	<b>1,060,311</b>

- 3.25 The SFSL loan balance is subject to two loan agreements dated 19 January 2009 and 30 September 2011. The agreements provide that the loan will not be repaid by SFSL until after SFSL's other creditors have been paid in full. It is not anticipated SFSL's unsecured creditors will be paid in full and we therefore do not anticipate any recovery of this loan balance.
- 3.26 A dividend is anticipated from each of SFSL (in respect of the non-loan balance of £234,704), HCL and HPL. However, the timing and amount of such dividend is dependent on the FSCS crystallising its claims against SFSL and HPL for client PI claims settled by the FSCS. SFSL in particular, continues to receive significant PI claims from former clients in the same way as BAL does.

#### Debtors

- 3.27 As previously reported, the table below shows the debtors of BAL, as included in the statement of affairs lodged at Companies House at £6,249,228.

	£	£
Income accrual due from insurance companies		584,617
Estimate due from advisers re clawback		437,000
Adviser debtor balances		707,781
Complaints debtors		
Mortgage endowment complaints	4,230	
Exceptional complaints	4,189,761	
Other complaints	175,560	
FSCS claim re Keydata complaints	641,993	5,011,544
Sundry other debtors		21,072
Doubtful debt provision		(512,786)
		<b>6,249,228</b>

- 3.28 The income accrual due from insurance companies and the estimate due from advisers relate to clawback claims totalling £1,021,617 and are not capable of being recovered for the reasons given in previous reports.
- 3.29 Adviser debtor balances relate to amounts owed by 210 advisers to BAL at the date of our appointment which totalled £707,781.
- 3.30 In order to pursue these debts further I require information from the PI insurers to finalise any amounts that may be due from the advisers. In many instances the outcome of the insurance claim also needs to be known. I expect that the recovery of these balances will be problematic and potentially subject to offset claims.
- 3.31 In order to pursue the complaint debtors of £5,011,544 I again need information from insurers in order to pursue the advisers involved. In addition, we need to ascertain the actual amounts that have been paid out on behalf of the Company in respect of each claim. We have been provided with certain further information from the FSCS in respect of claims settled by them. MRP, with our assistance, is analysing this information and investigating the potential recovery of certain of these balances.

3.32 To date debtor realisations have amounted to £39,573.

#### **Recharges of the expenses of the administrations**

3.33 We have explained in previous reports how costs incurred in HCL, the holding company, were recharged to the other companies in the group. HCL continues to incur costs that need to be recharged.

£	Allocation of costs incurred	Transferred to date	Recovery from MRP	Net paid to 10/05/17	Still to Transfer
SFSL	454,728	435,445	(36,714)	398,731	19,283
BAL	262,341	250,107	(23,220)	226,887	12,234
HPL	527,443	508,614	(70,028)	438,586	18,830
BAFL	5,472	5,472		5,472	-
<b>Total</b>	<b>1,249,985</b>	<b>1,199,638</b>	<b>(129,963)</b>	<b>1,069,676</b>	<b>50,346</b>

3.34 The table above indicates that total costs of £1,249,985 have been incurred by HCL of which BAL's share is £262,341. BAL had reimbursed HCL an amount of £250,107 of which £23,220 was recovered from MRP to 10 May 2017 under an agreement to share certain professional costs.

#### **4 Conversion to creditors voluntary liquidation and outcome for creditors**

4.1 It is intended that the administration will convert to a creditors voluntary liquidation (CVL) before 3 July 2017, when the current court approved extension to the administration comes to an end. This will allow for the process of agreeing creditors' claims and eventual payment of dividend to creditors to begin. Creditors will be provided with a final administration progress report prior to conversion to CVL.

4.2 There are no preferential or secured creditors in BAL.

4.3 We anticipate that a dividend will be paid to the unsecured creditors of BAL, although I am unable to estimate the timing or quantum of any dividend at this stage largely because the level of unsecured creditor claims is constantly increasing as uninsured PI claims continue to be made by former clients.

4.4 As previously reported, it could be several years before the administrators are in a position to make a distribution to unsecured creditors and this will be dependent on the FSCS agreeing to crystallise its unsecured claim against the Company in respect of PI claims settled.

#### **5 Joint administrators' remuneration and expenses**

5.1 On 21 September 2012 the creditors committee resolved that we draw our remuneration by reference to our time costs. You will note from the SIP 9 table attached at Appendix C that our time costs to date are £611,463 and from the receipts and payments account attached at Appendix A that we have drawn £497,702.



5.2 Significant time in the period from 11 November 2016 has been spent on:

- compliance with statutory requirements
- checking quarterly distribution of commission income and accounting for distributions
- dealing with queries raised by former clients in respect of Professional Indemnity claims
- liaising with the FSCS in respect of claims and provision of information in respect of any new claims
- liaising with MRP in respect of adviser information on Intelligent Office for establishing debtor position and eventual preparation of adviser statements
- dealing with issues arising in respect of the potential commutation of the Captive insurer
- tax advice in respect of the commutation of the Captive
- preparation of tax computations for the year to 30 September 2016
- paperwork in respect of any repayments requested by Product Providers
- allocating expenses and time costs incurred in HCL across the Group
- liaising with solicitors in respect of PI claims litigated against the company and insurers
- updating the creditors committee

5.3 Time costs drawn to date (including time incurred in HCL and allocated to BAL) are in line with the resolutions passed by the creditors' committee.

5.4 Fees have been capped at:

- £56,000 for the year to 2 July 2015
- £26,000 for both years to 2 July 2016 and 2 July 2017

5.5 The above capped fees exclude time costs incurred in dealing with unsecured creditors, which have been approved by the committee as follows (again, including time incurred in HCL and allocated to BAL):

- £30,147 for the year to 2 July 2015
- £8,694 for the year to 2 July 2016
- £9,689 for the period to 23 February 2017

5.6 We have yet to draw remuneration in respect of our capped fees to 2 July 2017 (£26,000) which we will do shortly.

5.7 In addition, we have drawn expenses of £1,832 as indicated in Appendix A and have further expenses to take in due course as set out in Appendix B.

5.8 Significant time costs have been incurred in HCL due to the management time required with matters that relate to the entire Group. These costs include dealing with employee matters, property matters, IT, storage of records, FSA/FSCS communications, tax investigations, distribution of commission income and dealing with PI claims. The costs have been incurred for the benefit of the subsidiary companies and have not benefitted the administration of HCL. Therefore, these costs need to be recharged to the subsidiary companies by way of a management charge, which is in line with the Group's pre-appointment practice for such costs.

- 5.9 A detailed analysis has been undertaken of our time costs in HCL to 27 April 2017 to re-allocate the time spent in HCL to each of the other Group companies. The table below shows the amounts that have been re-allocated to each company to form the basis of the management charge.

£	Time costs
SFSL	340,623
HPL	380,612
BAL	215,602
	936,837
Time to remain in HCL	229,547
Total	1,166,384

- 5.10 Of the total allocated to BAL of £215,602 above, BAL has paid £159,134 as approved by the creditors' committee.
- 5.11 An analysis of the total time costs of HCL is provided at Appendix C which shows total time costs £1,171,236 to 10 May 2017.
- 5.12 Background information regarding the fees of administrators can be found at [https://www.r3.org.uk/media/documents/publications/professional/Guide\\_to\\_Administrators\\_fees\\_April\\_2017.pdf](https://www.r3.org.uk/media/documents/publications/professional/Guide_to_Administrators_fees_April_2017.pdf). Alternatively, we will supply this information by post on request. Time is charged in 6 minute units.

## **6 Other expenses incurred by the joint administrators**

- 6.1 Please refer to Appendix B which shows the expenses incurred and paid in the period.
- 6.2 Legal costs relate to advice received from TLT LLP in relation to the ownership of commission, the sale to MRP, the novation offer, the subsequent further documentation required to implement the novation (including liaising with product providers to effect the last part of the novation process), insurance matters, the Captive, and other legal issues as they arise in the administration.

## **7 Contact**

- 7.1 If you have any queries please contact Matthew Drinkwater on 0161 953 6386.

Yours faithfully  
for and on behalf of Burns-Anderson Limited



Nigel Morrison  
Joint Administrator

The affairs, business and property of Burns-Anderson Limited are being managed by Nigel Morrison and Alistair Wardell, appointed as joint administrators on 3 July 2012.

Enc

Burns-Anderson Limited - in administration  
Summary of receipts and payments  
from 3 July 2012 to 10 May 2017

	Statement of Affairs £	From 03-Jul-12 to 11-Nov-16 £	From 12-Nov-16 to 10-May-17 £	Total £
<b>Receipts</b>				
Active Advisor Income		583,022.02	0.00	583,022.02
Orphan Income		327,416.36	0.00	327,416.36
Commission Income		390,522.24	59,070.86	449,593.10
Novation Income		227,750.02	0.00	227,750.02
Pre Admin Bank Accounts Suspense		0.00	36.22	36.22
Miscellaneous Income		26,280.43	0.00	26,280.43
Sage - Loan	776,000.00	0.00	0.00	0.00
Group Undertakings - HCL	45,212.00	0.00	0.00	0.00
Group Undertakings - HPL	4,395.00	0.00	0.00	0.00
Suspense (MacRobins)	234,704.00	0.00	0.00	0.00
Fixtures & fittings	5,000.00	0.00	0.00	0.00
Book Debts	6,249,228.00	39,573.01	0.00	39,573.01
Novation Administration Fee		12,031.76	0.00	12,031.76
Corporation Tax Refund	22,625.00	139,839.63	0.00	139,839.63
Cash at Bank	1,785,166.00	1,780,992.29	0.00	1,780,992.29
Insurance premiums returned	207,797.00	0.00	180,353.00	180,353.00
Misc Float Receipts		60.00	0.00	60.00
Bank/ISA InterestGross		85,584.86	5,026.61	90,611.47
Misc Float Payments		10.00	0.00	10.00
Vat Payable		2,867.49	0.00	2,867.49
HMRC - VAT received/paid		458.39	0.00	458.39
		<b>3,616,408.50</b>	<b>244,486.69</b>	<b>3,860,895.19</b>
<b>Payments</b>				
Heat & Light		1,949.98	0.00	1,949.98
Property Expenses		119.36	0.00	119.36
Postages		104.00	0.00	104.00
Re-imbursement of Honister Capital Ltd		215,619.76	11,267.14	226,886.90
Preparation of S. of A.		7,500.00	0.00	7,500.00
Administrators Fees - Honister Capital		144,376.24	14,758.00	159,134.24
Administrators Fees		463,929.76	33,772.00	497,701.76
Administrators Expenses		1,832.44	0.00	1,832.44
Comittee Expenses		494.05	0.00	494.05
VAT irrecoverable		106,857.66	0.00	106,857.66
Legal Fees (1)		174,731.30	2,136.62	176,867.92
Professional Fees		5,514.00	0.00	5,514.00
Corporation Tax		10,984.00	2,485.52	13,469.52
Storage Costs		18,438.00	4,970.98	23,408.98
Statutory Advertising		153.00	0.00	153.00
Rates		1,162.00	0.00	1,162.00
Insurance of Assets		474.88	0.00	474.88
Bank Charges		1,564.26	116.17	1,680.43
Vat on Purchases		56,484.07	11,127.52	67,611.59
		<b>1,212,288.76</b>	<b>80,633.95</b>	<b>1,292,922.71</b>
<b>Net Receipts/(Payments)</b>		<b>2,404,119.74</b>	<b>163,852.74</b>	<b>2,567,972.48</b>
<b>Made up as follows</b>				
Business Reserve (Professional) Account		2,404,119.74	163,852.74	2,567,972.48
		<b>2,404,119.74</b>	<b>163,852.74</b>	<b>2,567,972.48</b>

**B Remuneration charged and expenses incurred by the administrators in the period**

	Charged/incurred in period 11/11/2016 to 10/5/2017	Cumulative charged/incurred to 10/5/2017	Of which paid to 10/5/2017
	£	£	£
<b>Joint administrators' fees:</b>			
Time costs	28,633	611,463	497,702
HCL Time costs recharge (time analysed to 27 April 2017)	16,038	199,564	159,134
Expenses		1,815	1,832
<b>Expenses of the administration:</b>			
Administrative expenses		4,938	4,938
Legal fees	2,137	176,868	176,868
Intra group charges	12,234	239,121	226,887
Preparation of statement of affairs	0	7,500	7,500
Insurance	0	4,75	475
Professional fees	0	5,514	5,514
Committee Expenses	0	494	494
Storage Costs	4,971	23,409	23,409

## **C SIP 9 Information**

The following information is provided in connection with the administrators' remuneration and disbursements in accordance with SIP 9.

Explanation of Grant Thornton UK LLP charging and disbursement recovery policies

### **Time costs**

All partners and staff are charged out at hourly rates appropriate to their grade, as shown on the attached schedule. Details of the hourly charge-out rates are made available to creditors or committees at the time of fixing the basis of our fees. Support staff (ie secretaries, cashiers and filing clerks) are charged to the case for the time they work on it.

	From 01/07/12	From 01/07/13	From 01/07/14 to date
	£	£	£
Partners up to	580	600	740
Managers up to	440	455	470
Administrators up to	310	320	345
Assistants and support staff up to	210	220	230

### **Disbursements**

Out of pocket expenses are charged at cost and mileage is charged at standard rates. VAT is added to disbursement charges as necessary.

**Burns-Anderson Limited - In Administration - B30201623 - SIP 9 TIME COST ANALYSIS**

Transaction period : 03/07/2012 to : 10/05/2017

	Partner		Manager		Executive		Administrator		Total	
	Hrs	£ Avg. Hly Rate	Hrs	£ Avg. Hly Rate	Hrs	£ Avg. Hly Rate	Hrs	£ Avg. Hly Rate	Hrs	£ Avg. Hly Rate
Administration and Planning	121.73	57,936.65	475.94	398.54	177.31	43,452.40	245.06	27,837.00	166.87	166.52
Creditors	6.00	2,780.00	465.00	398.94	152.25	37,516.50	246.43	32,201.50	197.95	162.67
Hiatus period										
Investigations					2.10	567.00	270.00	603.75	3.50	172.50
Pensions	1.50	697.50	465.00	508.77	6.20	3,142.00	508.77	25.50	15	170.00
Realisation of Assets	10.50	4,987.50	465.43	393.82	106.30	27,908.50	262.54	1,838.50	10.80	173.44
Taxation					68.65	28,636.50	411.13	861.50	6.80	130.83
Trading					.97	223.10	230.00		.97	223.10
Total	139.73	64,321.65	474.64	398.86	479.43	121,343.50	253.16	63,167.75	398.77	183.74
									1,911.83	811,482.90

Total fees billed to date (Time) : £ 656,836

Comprising:

Total fees billed to date (Time) : HCL £ 159,134

Total fees billed to date (Time) : BAL £ 497,702

Burns-Anderson Limited - in Administration - B30201623 - SIP 9 TIME COST ANALYSIS

Transaction period : 11/11/2016 to : 10/05/2017

	Partner			Manager			Executive			Administrator			Total		
	Hrs	£	Avg. Hly Rate	Hrs	£	Avg. Hly Rate	Hrs	£	Avg. Hly Rate	Hrs	£	Avg. Hly Rate	Hrs	£	Avg. Hly Rate
Administration and Planning (incl statutory reporting)	8.35	4,141.75	486.02	30.40	12,922.00	425.07	8.40	1,720.25	205.96	4.50	770.50	171.22	61.85	19,663.50	378.77
Chargeholders (incl bank reporting)				4.30	2,160.00	450.00				1.00	120.00	120.00	.80	2,280.00	383.10
Corporation Tax													.00		
Hiatus period													.00		
Investigations and reports on directors				.50	215.00	430.00							.80	215.00	430.00
Legal				1.00	430.00	430.00	.50	145.00	280.00				1.50	575.00	383.33
PAYE and VAT				4.50	2,322.00	516.00							4.50	2,322.00	516.00
Pensions													.00		
Preferential creditors													.00		
Realisation of Assets: Debtors				3.20	1,376.00	430.00							3.20	1,376.00	430.00
Realisation of Assets: Other assets													.00		
Realisation of Assets: Property plant vehicles etc (incl HP leasing and third party)													.00		
Realisation of Assets: Stock and WIP (incl ROT)													.00		
Sale of business													.00		
Trading				8.30	3,569.00	430.00	3.15	718.50	228.10	4.00	640.00	160.00	15.45	4,927.50	319.83
Unsecured creditors				62.70	22,954.00	436.32	12.05	2,692.76	215.17	9.50	1,530.50	161.11	82.60	31,259.00	378.44
Total	8.35	4,141.75	486.02												

Total fees billed to date (Time) : £ 656,836

# Honister Capital Limited - In Administration - H30201345 - SIP 9 TIME COST ANALYSIS

Transaction period : 03/07/2012 to 10/05/2017

	Partner			Manager			Executive			Administrator			Total		
	Hrs	£	Avg. Hrfy Rate	Hrs	£	Avg. Hrfy Rate	Hrs	£	Avg. Hrfy Rate	Hrs	£	Avg. Hrfy Rate	Hrs	£	Avg. Hrfy Rate
Administration and Planning	180.29	86,325.80	478.82	502.25	203,727.51	405.83	261.81	63,217.80	241.46	523.78	83,315.75	159.07	1,408.13	436,586.86	287.38
Creditors	4.30	1,636.50	430.35	206.70	119,561.36	400.27	169.87	41,333.80	243.81	125.00	16,582.75	148.86	587.67	181,414.44	303.54
Hiatus period															
Investigations				69.45	27,588.50	397.24	13.75	3,654.50	265.78	3.25	575.00	176.92	86.45	31,818.00	368.05
Pensions				101.55	45,702.50	450.05	.35	57.75	165.00	4.80	713.00	155.00	106.50	46,473.25	436.37
Realisation of Assets	8.80	4,201.50	477.44	471.10	193,468.00	410.87	222.85	54,142.50	242.85	70.05	11,008.75	157.13	772.90	262,816.75	340.04
Taxation	23.45	16,212.00	691.34	413.15	165,159.00	399.76	90.85	25,829.50	284.31	30.65	3,652.00	119.15	558.10	210,852.50	377.80
Trading				1.50	600.00	400.00	2.81	674.30	239.98				4.31	1,274.30	295.66
Total	216.84	108,676.80	501.18	1,857.70	756,864.96	406.85	762.16	188,918.16	247.88	787.33	117,848.25	185.81	3,584.68	1,171,236.10	328.88

Total fees billed to date (Time) : £ 210,462

Total fees billed to date (Time) SFSL : £ 337,430

Total fees billed to date (Time) HPL : £376,992

Total fees billed to date (Time) BAL : £ 159,134



**D      An extract from the Insolvency (England and Wales) Rules  
2016 relating to creditors' rights to request additional information  
from the administrator**

**Rule 18.9**

- 3 The following may make a written request to the office-holder for further information about remuneration (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report or account 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.
- 4 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 or account by the person, or by the last of them in the case of an application by more than one member or creditor.
- 5 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 of the information requested;
  - b providing some of the information requested;
  - c declining to provide the information requested.
- 6 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.
- 7 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.
- 8 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 the request.
- 9 The court may make such order as it thinks just on an application under paragraph (6).

**E      An extract from the Insolvency Rules 1986 relating to  
creditors' rights to challenge the administrator's remuneration or  
expenses if excessive**

**Rule 18.34**

- 10 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.
- 11 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.
- 12 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 remuneration or the incurring of the expenses in question ("the relevant report").