

The Insolvency Act 1986

Administrator's progress report

Name of Company

Fairfax Gerrard Holdings Ltd

Company number

03198916

In the
High Court of Justice, Chancery Division,
Manchester District Registry

(full name of court)

Court case number
3954 of 2008(a) Insert full
name(s) and
address(es) of
administrator(s)I (a)
Trevor O'Sullivan
Grant Thornton UK LLP
30 Finsbury Square
London
EC2P 2YU

administrator of the above company attach a progress report for the period

From

To

(b) Insert date

(b) 19 November 2014

(b) 18 May 2015

Signed


Administrator

Dated

12 June '15

Contact Details.

You do not have to give any contact information in the box opposite but if you do, it will help Companies House to contact you if there is a query on the form

The contact information that you give will be visible to searchers of the public record

Trevor O'Sullivan
Grant Thornton UK LLP
30 Finsbury Square
London
EC2P 2YU

DX Number

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DX Exchange

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16/06/2015

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COMPANIES HOUSE

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When you have completed and signed this form, please send it to the Registrar of Companies at -
Companies House, Crown Way, Cardiff CF14 3UZ DX 33050 Cardiff

TUESDAY

Our Ref TO\ZLC/RJJ/TXA/F00934/
Your Ref

To the creditors

12 June 2015

Dear Sirs

Recovery and Reorganisation

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

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Fairfax Gerrard Holdings Limited
Fairfax Gerrard Traders Limited
Harringtons Exports Limited
Fairfax Gerrard International Limited
Fairfax Gerrard Contracts Limited
Assetline Limited
Assetline Trading Limited
All in administration (together the Companies)
High Court of Justice, Chancery Division, Manchester Court
No's: 3954, 3955, 3956, 3957, 3958, 3959 and 3960 of 2008

1 Introduction

- 1.1 Following the appointment of joint administrators to the Companies by the Co-operative Bank plc (the Bank) on 19 November 2008, I write to provide you with an update on the administrations and attach
- Appendix A, Form 2.24B, together with an account of our receipts and payments for the period from 19 November 2014 to 18 May 2015 and also for the whole administrations to date
 - Appendix B, an analysis of our time costs as required by Statement of Insolvency Practice 9 (SIP 9)
 - Appendix C, an extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator (Rule 2.48A)
 - Appendix D, an extract from the Insolvency Rules 1986 relating to creditors' rights to challenge the administrator's remuneration or expenses, if excessive (Rule 2.109)
- 1.2 David Rley has now left the firm and I have replaced him as sole administrator by order of the court on 28 April 2015
- 1.3 I am authorised by the Insolvency Practitioners Association to act as an insolvency practitioner

Chartered Accountants

Grant Thornton UK LLP is a limited liability partnership registered in England and Wales. No 0C307742. Registered office: Grant Thornton House, Melton Street, Euston Square, London NW1 2EP. A list of members is available from our registered office. Grant Thornton UK LLP is authorised and regulated by the Financial Conduct Authority. Grant Thornton UK LLP is a member firm of Grant Thornton International Ltd (GTIL). GTIL and the member firms are not a worldwide partnership. Services are delivered by the member firms. GTIL and its member firms are not agents of, and do not obligate, one another and are not liable for one another's acts or omissions. A list of personnel permitted by Grant Thornton to accept appointments as insolvency practitioners and of their respective authorising bodies may be inspected at the above address. Please see www.grantthornton.co.uk for further details.

2 Statutory information

2.1 The Companies statutory details are as follows

Company	Registered number	Registered office
Fairfax Gerrard Holdings Limited	03198916	Giant Thornton UK LLP, 4 Hardman Square, Spinningfields, Manchester, M3 3EB
Fairfax Gerrard Traders Limited	03197027	as above
Harringtons Exports Limited	03239482	as above
Fairfax Gerrard International Limited	02964504	as above
Fairfax Gerrard Contracts Limited	03204571	as above
Assetline Limited	03210543	as above
Assetline Trading Limited	03244831	as above

3 Progress report

Book debt recovery

- 3.1 The principal assets of the Companies are book debts. At the date of appointment, according to the Companies' records, c£9 million remained outstanding.
- 3.2 To date, £1,167,661 has been recovered. The table below summarises the recoveries per each company.

Company	Book debt recovery £'000
Fairfax Gerrard Traders Limited	489
Fairfax Gerrard Contracts Limited	479
Fairfax Gerrard International Limited	178
Assetline Limited	22
Fairfax Gerrard Holdings Limited	-
Assetline Trading Limited	-
Harringtons Exports Limited	-
	<hr/> 1,168 <hr/>

- 3.3 Debtor receipts in the period total £49,000. Progress has also been made with certain debtors during the period where legal action is being taken.
- 3.4 Fairfax Gerrard Holdings Limited is currently holding £136,708 which is due to Fairfax Gerrard Traders Limited and £175,183 which is due to Fairfax Gerrard International Limited. These amounts will be transferred in due course.
- 3.5 The debt collection is now focused on a small number of debtors where recovery is considered possible. These debtors are subject to on-going legal action or separate formal insolvency proceedings where we await distributions.

- 3 6 The collection process has been complicated and protracted as a significant proportion of the debts are owed by companies, individuals and guarantors which are either subject to insolvency procedures, dispute the debts and or have limited assets
- 3 7 Certain debts will not be realised before the end date of the administrations of the Companies due to the specific circumstances of the debts. It is likely that we will apply to the court for the winding up of certain of the Companies to complete these debt collections

4 Outcome for creditors

Secured creditors

- 4 1 The principal secured creditor is the Bank, which at the date of appointment was owed £1,410,000 by Fairfax Gerrard International Limited and Fairfax Gerrard Contracts Limited. The Bank has cross-guarantees over the Companies
- 4 2 To date the Bank has received distributions totalling £350,000. Unfortunately, for the reasons noted above in relation to the collectability of the debtors ledger, it is unlikely that the Bank will be repaid in full in relation to its indebtedness
- 4 3 In certain cases where debts have not been recovered or settled prior to the end of the administrations, the administrators will consider assigning debts to the Bank

Preferential creditors

- 4 4 The preferential creditors of Fairfax Gerrard Holdings Limited were estimated at £7,000 in the estimated financial position provided to creditors with my statement of proposals. I do not anticipate there will be a dividend for these creditors
- 4 5 There are no preferential creditors in any of the other companies

Unsecured creditors

- 4 6 I do not anticipate the Companies' unsecured creditors will receive a dividend since, as noted above, it is estimated the Bank's debt will not be paid in full
- 4 7 As the Bank's security is dated prior to 15 September 2003, there will be no prescribed part carve out in favour of unsecured creditors

5 End of administrations

- 5 1 The administrations of the Companies are due to automatically end on 15 August 2015. As noted above, it is likely that certain debts will not be recovered by then. I do not intend to apply to the court for a further extension of the administrations, however, it is likely that I will apply to the court for the winding up of Companies where debts are likely to be recovered after the end of the administrations. The other Companies will be dissolved

6 Administrators' remuneration and expenses

- 6 1 In accordance with Statement of Insolvency Practice (SIP 9), I confirm my time costs to date for the administrations amount to £802,533, representing 3,165 hours at an average of £254 per hour. To date we have drawn fees of £200,000

- 6.3 The table below summarises the administrator's time costs and remuneration across the Companies

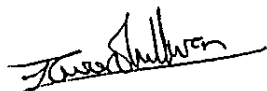
Company	Hours	Time costs £	Administrators' fees £
Fairfax Gerrard Holdings Limited	1,519	402,294	-
Fairfax Gerrard Traders Limited	704	174,363	115,000
Fairfax Gerrard Contracts Limited	463	115,040	75,000
Fairfax Gerrard International Limited	220	53,955	-
Assetline Limited	112	24,322	10,000
Harringtons Exports Limited	73	16,424	-
Assetline Trading Limited	74	16,134	-
	3,165	802,533	200,000

- 6.4 I have obtained approval of my fees from the Bank in accordance with Rule 2.106 of the Insolvency Act 1986
- 6.5 Background information regarding the fees of administrators can be found at www.insolvency-practitioners.org.uk (navigate via 'Regulation and Guidance' to 'Creditors Guides to Fees'). Alternatively, we will supply this information by post on request. Time is charged in six minute units

7 Other expenses incurred by the administrator

- 7.1 Gateley LLP continues to be engaged to provide legal advice, and is advising the administrators on the recovery of the remaining debts with the assistance of Counsel

Yours faithfully
for and on behalf of Fairfax Gerrard Holdings Limited
Fairfax Gerrard Traders Limited
Harringtons Exports Limited
Fairfax Gerrard International Limited
Fairfax Gerrard Contracts Limited
Assetline Limited
Assetline Trading Limited



Trevor O'Sullivan
Administrator

The affairs, business and property of Fairfax Gerrard Holdings Limited, Fairfax Gerrard Traders Limited, Fairfax Gerrard International Limited, Fairfax Gerrard Contracts Limited, Assetline Limited, Assetline Trading Limited and Harringtons Exports Limited are being managed by Trevor O'Sullivan, following the Companies going into administration on 19 November 2008

Enc

Fairfax Gerrard Holdings Ltd - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs	From 19/11/2008 to 18/11/2014	From 19/11/2014 to 18/05/2015	Total
£	£	£	£
Receipts			
Book Debts - FGT	99,187 98	37,519 79	136,707 77
Book Debts - FGI	175,182 78	0 00	175,182 78
Misc Float Receipts	481 59	0 00	481 59
Misc Refunds	2,000 09	0 00	2,000 09
Vat Control Account	5,585 42	0 00	5,585 42
	282,437 86	37,519 79	319,957 65
Payments			
Insurance	1,060 00	0 00	1,060 00
Bank/ISA InterestGross	9 48	0 00	9 48
Misc Float Payments	4,134 56	0 00	4,134 56
Agents/Valuers Fees (1)	991 20	0 00	991 20
Legal Fees (1)	13,393 00	1,110 00	14,503 00
Professional Fees	390 00	0 00	390 00
Debt Collection	6,868 05	0 00	6,868 05
Stationery & Postage	590 47	0 00	590 47
Storage Costs	6,639 38	0 00	6,639 38
Statutory Advertising	226 80	0 00	226 80
Insurance of Assets	3,294 13	0 00	3,294 13
Bank Charges	6,908 60	0 00	6,908 60
Vat Receivable	7,070 68	152 00	7,222 68
	51,576 35	1,262.00	52,838.35
Net Receipts/(Payments)	230,861 51	36,257.79	267,119 30
Made up as follows			
Floating Current Account - NIB Bank term	230,861 51	36,257 79	267,119 30
	230,861 51	36,257.79	267,119 30

Fairfax Gerrard Traders Limited - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs £	From 19/11/2008 to 18/11/2014 £	From 19/11/2014 to 18/05/2015 £	Total £
Receipts			
Book Debts	352,562 36	0 00	352,562 36
Cash at Bank	1,458 96	0 00	1,458 96
Misc Float Receipts	1,251 48	0 00	1,251 48
Bank/ISA InterestGross	0 45	0 00	0 45
Vat Control Account	27,070 85	0 00	27,070 85
	382,344 10	0 00	382,344.10
Payments			
Administrators Fees	115,000 00	0 00	115,000 00
Administrators Expenses	2,541 27	0 00	2,541 27
Legal Fees (1)	35,420 20	0 00	35,420 20
Professional Fees	2,456 24	0 00	2,456 24
Debt Collection	39,361 52	0 00	39,361 52
Bank Charges	288 04	0 00	288 04
Floating Charge Creditor	130,000 00	0 00	130,000 00
Vat Receivable	27,070 85	0 00	27,070 85
	352,138 12	0 00	352,138 12
Net Receipts/(Payments)	30,205 98	0.00	30,205.98
Made up as follows			
Floating Current Account - - NIB Bank te	30,205 98	0 00	30,205 98
	30,205 98	0 00	30,205.98

Harringtons Exports Limited - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs £	From 19/11/2008 to 18/11/2014 £	From 19/11/2014 to 18/05/2015 £	Total £
Receipts			
	0 00	0 00	0 00
Payments			
	0.00	0 00	0 00
Net Receipts/(Payments)	0.00	0 00	0 00
Made up as follows			
	0.00	0 00	0 00

Fairfax Gerrard International Ltd - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs	From 19/11/2008 to 18/11/2014	From 19/11/2014 to 18/05/2015	Total
£	£	£	£
Receipts			
Book Debts	2,400 00	0 00	2,400 00
	2,400.00	0.00	2,400 00
Payments			
Administrators Expenses	256 41	0 00	256 41
Bank Charges	11 58	0 00	11 58
Vat Receivable	29 15	0 00	29 15
	297 14	0.00	297.14
Net Receipts/(Payments)	2,102.86	0.00	2,102.86
Made up as follows			
Floating Current Account - NIB Bank term	2,102 86	0 00	2,102 86
	2,102 86	0 00	2,102.86

Fairfax Gerrard Contracts Limited - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs £	From 19/11/2008 to 18/11/2014 £	From 19/11/2014 to 18/05/2015 £	Total £
Receipts			
Book Debts	478,521 25	0 00	478,521 25
Bank/ISA InterestGross	190 23	0 00	190 23
Vat Control Account	32,228 80	0 00	32,228 80
	510,940 28	0 00	510,940.28
Payments			
Administrators Fees	75,000 00	0 00	75,000 00
Administrators Expenses	921 59	0 00	921 59
Legal Fees (1)	92,670 15	0 00	92,670 15
Professional Fees	25,000 00	0 00	25,000 00
Corporation Tax	46 62	0 00	46 62
Debt Collection	11,203 04	0 00	11,203 04
Storage Costs	110 00	0 00	110 00
Bank Charges	69 40	0 00	69 40
Floating Charge Creditor	220,000 00	0 00	220,000 00
Vat Receivable	32,228 80	0 00	32,228 80
	457,249 60	0 00	457,249.60
Net Receipts/(Payments)	53,690 68	0 00	53,690.68
Made up as follows			
Floating Current Account - NIB Bank term	53,690 68	0 00	53,690 68
	53,690.68	0.00	53,690.68

Assetline Limited - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs £	From 19/11/2008 to 18/11/2014 £	From 19/11/2014 to 18/05/2015 £	Total £
Receipts			
Book Debts	22,286 94	0 00	22,286 94
Vat Control Account	2,655 40	0 00	2,655 40
	24,942 34	0 00	24,942.34
Payments			
Administrators Fees	10,000 00	0 00	10,000 00
Administrators Expenses	95 97	0 00	95 97
Legal Fees (1)	3,205 00	0 00	3,205 00
Debt Collection	1,995 80	0 00	1,995 80
Statutory Advertising	253 80	0 00	253 80
Bank Charges	38 90	0 00	38 90
Vat Receivable	2,706 16	0 00	2,706 16
	18,295 63	0 00	18,295.63
Net Receipts/(Payments)	6,646.71	0 00	6,646 71
Made up as follows			
Floating Current Account - NIB Bank term	6,646 71	0 00	6,646 71
	6,646 71	0 00	6,646 71

Assetline Trading Limited - in administration
 Summary of receipts and payments
 from 19 November 2008 to 18 May 2015

Statement of Affairs £	From 19/11/2008 to 18/11/2014 £	From 19/11/2014 to 18/05/2015 £	Total £
Receipts			
	0 00	0.00	0 00
Payments			
	0 00	0.00	0 00
Net Receipts/(Payments)	0 00	0.00	0 00
Made up as follows			
	0 00	0.00	0.00

B SIP 9 information

Introduction

The following information is provided in connection with the administrator's 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 01/07/09	From 01/07/10	From 01/07/11	From 01/07/12	From 01/07/13	From 01/07/14
	£	£	£	£	£	£
Partners up to	510	535	560	580	600	740
Managers up to	385	405	425	440	455	470
Administrators up to	275	285	300	310	320	345
Assistants and support staff up to	190	195	205	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.

Fairfax Gerrard Holdings Limited - F30200934 - SIP 9 TIME COST ANALYSIS

Job(s) Administration, CMU - Administration

Transaction period 19/11/2008 to 18/05/2015

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[Detailed Version](#)

Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	52 05	23,654	178 6	57,299 75	178 48	37,457 15	312 53	43,727 5	721 66	162,138 4
Creditors	97 95	38,093	97 15	30,653	54 28	10,977 95	64	7,971 5	313 38	87,695 45
Hiatus period										
Investigations	14 45	5,631 75	26	8,678 75	2 6	536	7 2	900	50 25	15 746 5
Realisation of Assets	127 6	52,391 5	226 5	78,022 5	8 25	4,353 50	85 45	10,158 25	431 3	136,218 75
Trading	5	247 5					1 5	247 5	2	495
Total	292 55	120,017 75	528 25	174,654	227 11	44,617 6	470 68	63,004 75	1,518 59	402,294 1

Total fees billed to date (Time) : £ 10,000

Fairfax Gerrard Traders Limited - F30200935 - SIP 9 TIME COST ANALYSIS

J88(s) Administration, CMU - Administration

Transaction period 19/11/2008 to 18/05/2015

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Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	14.8	5,532.75	33.75	10,018.25	37.71	8,881	100.36	14,111.77	186.62	38,543.77
Creditors	1.5	551.5	15.02	4,319.25	24.4	5,522	4	54	41.32	10,446.75
Hiatus period										
Investigations	6.65	3,391.5	5	130	7	154			7.85	3,675.5
Realisation of Assets	26.5	9,788.5	251.3	75,591.25	160.7	33,359	29.35	2,958.25	467.85	121,697
Trading										
Total	49.45	19,264.25	300.57	90,058.75	223.51	47,916	130.11	17,124.02	703.64	174,363.02

Total fees billed to date (Time) £ 105,000

Harringtons Exports Limited - H30205750 - SIP 9 TIME COST ANALYSIS

Job(s) - CMU - Administration, Administration

Transaction period - 19/11/2008 to 18/05/2015

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Detailed Version

Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	1 95	833 5	17 9	5,630	16 44	3,731 55	26 8	3,798 17	63 09	13,993 22
Creditors	3	109 5	2 77	948	75	146 25	1	16 5	3 92	1,220 25
Hiatus period										
Investigations			5	130					5	130
Realisation of Assets			2 95	789 5			2 3	291 5	5 25	1,081
Trading										
Total	2 25	943	24 12	7,497 5	17 19	3,877 8	29 2	4 106 17	72 76	16,424 47

Total fees billed to date (Time) * £

225 73

Fairfax Gerrard International Limited - F30200933 - SIP 9 TIME COST ANALYSIS

Transaction period 19/11/2008 to 18/05/2015

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Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	2 85	1,188 75	25 6	7,747	25 29	5,751 05	37 9	5,104 8	91 64	19,792 6
Creditors	2	734	3 77	1,253	75	146 25	10 1	1,284 75	16 62	3,418
Hiatus period										
Investigations	2 5	1,200	5	130					3	1,330
Realisation of Assets	25 8	9,547	56 35	16,209 5	6 7	1,676	20 3	1,981 5	109 15	29,414
Trading										
Total	33 15	12,670 75	86 22	25,339 5	32 74	7,573 3	68 3	8,371 05	220 41	53,954 6

Total fees billed to date (Time) : £

Fairfax Gerrard Contracts Limited - F30200932 - SIP 9 TIME COST ANALYSIS

Job(s) Administration, CMG - Administration

Transaction period 19/11/2008 to 18/05/2015

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Detailed Version

Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	2 35	999 5	25 25	8 109	53 1	12 937 35	58 26	7 502 45	138 96	29,548 3
Creditors	8	296	4 27	1,690 5	3 97	915 05	5	68	9 54	2,969 55
Hiatus period										
Investigations			65	171 25	1 8	386			2 45	567 25
Realisation of Assets	1 7	642 5	114 75	39,861 75	180 7	39,919	14 3	1,509	311 45	81,932 25
Trading					1	23			1	23
Total	4 85	1,938	144 92	49,832 5	239 67	54,190 4	73 06	9,079 45	462 5	115,040 35
										248 74

Total fees billed to date (Time) • £ 75,000

Assetline Limited - A30202920 - SIP 9 TIME COST ANALYSIS

Job(s) CMU - Administration, Administration

Transaction period 19/11/2008 to 18/05/2015

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Detailed Version

Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	17	770	34 15	9,808	17 97	4,125 65	46 39	6,132 6	100 21	20,836 25
Creditors	6	223	2 77	948	1 15	230 25	1	16 5	4 62	1,417 75
Hiatus period										
Investigations			5	130					5	130
Realisation of Assets			4 1	1,541 75	5	105	2 3	291 5	6 9	1 938 25
Trading										
Total	23	993	41 52	12,427 75	19 62	4,460 9	48 79	6,440 6	112 23	24,322 25
										216 72

Total fees billed to date (Time) £ 10,000

Assetline Trading Limited - A30202921 - SIP 9 TIME COST ANALYSIS

Job(s) CMU - Administration, Administration

Transaction period 19/11/2008 to 18/05/2015

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Standard	Partner		Manager		Executive		Administrator		Total	
	Hrs	£	Hrs	£	Hrs	£	Hrs	£	Hrs	£
Administration and Planning	1 55	657 5	16 35	5,110	15 62	3,588 4	28 44	3 770 15	61 96	13,126 05
Creditors	6	223	2 72	928	75	146 25	1	16 5	4 17	1,313 75
Hiatus period										
Investigations			5	130					5	130
Realisation of Assets	1 5	547 5	2 5	725			2 3	291 5	6 3	1,564
Trading										
Total	3 65	1,428	22 07	6,893	16 37	3,734 65	30 84	4,078 15	72 93	16 133 8

Total fees billed to date (Time) : £

221 22

C An extract from the Insolvency Rules 1986 relating to creditors' rights to request additional information from the administrator

Rule 2.48A

- (1) If
 - (a) within 21 days of receipt of a progress report under Rule 2.47 -
 - (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
 - (b) with the permission of the court upon an application made within that period of 21 days, any unsecured creditor makes a request in writing to the administrator for further information about remuneration or expenses (other than pre-administration costs) set out in a statement required by Rule 2.47(1)(db) or (dc), the administrator must, within 14 days of receipt of the request, comply with paragraph (2)
- (2) The administrator complies with this paragraph by either -
 - (a) providing all of the information asked for, or
 - (b) so far as the administrator 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 administration or might reasonably be expected to lead to violence against any person, or
 - (iii) the administrator is subject to an obligation of confidentiality in respect of the information,
 giving reasons for not providing all of the information
- (3) Any creditor, who need not be the same as the creditor who requested further information under paragraph (1), may apply to the court within 21 days of -
 - (a) the giving by the administrator 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
- (4) Without prejudice to the generality of paragraph (3), the order of the court under that paragraph may extend the period of 8 weeks provided for in Rule 2.109(1B) by such further period as the court thinks just

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

Rule 2.109

- (1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the unsecured creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4)
- (1A) Application may be made on the grounds that -
 - (a) the remuneration charged by the administrator,
 - (b) the basis fixed for the administrator's remuneration under Rule 2.106, or
 - (c) expenses incurred by the administrator,
 is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate
- (1B) The application must, subject to any order of the court under Rule 2.48A(4), be made no later than 8 weeks after receipt by the applicant of the progress report which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report")
- (2) The court may, if it thinks that no cause is shown for a reduction, dismiss it without a hearing but it shall not do so without giving the applicant at least 5 business days' notice, upon receipt of which the applicant may require the court to list the application for a without notice hearing. If the application is not dismissed, the court shall fix a venue for it to be heard, and give notice to the applicant accordingly
- (3) The applicant shall, at least 14 days before the hearing, send to the administrator 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
- (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 administrator 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 administration
 - (e) an order that the administrator or the administrator'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
- (5) Unless the court orders otherwise, the costs of the application shall be paid by the applicant, and are not payable as an expense of the administration