

WU15

Notice of final account prior to dissolution in a winding up by the court



Companies House

For further information, please
refer to our guidance at
www.gov.uk/companieshouse

1 Company details

Company number 0 4 4 1 9 8 5 7

Company name in full LIFESTYLE HEALTHCARE GROUP LTD

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Craig James

Surname Povey

3 Liquidator's address

Building name/number 8th Floor

Street One Temple Row

Post town Birmingham

County/Region

Postcode B 2 5 L G

Country

4 Liquidator's name ①

Full forename(s) Kevin

Surname Murphy

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 31st Floor

Street 40 Bank Street

Post town London

County/Region

Postcode E 1 4 5 N R

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6 Liquidator's release

Did any of the creditors object to the liquidator's release?

☐ Yes

☒ No

7 Date of final account

Date

d	3	d	1	m	0	m	8	y	2	y	0	y	2	y	1
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

8 Final account

☒ The final account is attached

9 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d	3	d	1	m	0	m	8	y	2	y	0	y	2	y	1
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

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Notice of final account prior to dissolution in a winding up by the court



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 **Peter Armstrong**

Company name **Begbies Traynor (Central) LLP**

Address **8th Floor**

One Temple Row

Post town

County/Region **Birmingham**

Postcode **B 2 5 L G**

Country

DX

Telephone **0121 200 8150**



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

LIFESTYLE HEALTHCARE GROUP LTD
(In Liquidation)
Joint Liquidators' Abstract of Receipts & Payments
From 22 November 2005 To 31 August 2021

Statement of Affairs	£	£	£
ASSET REALISATIONS			
Repayments of Director's Loan	27,986.00		
Bank Interest Gross	687.19		
ISA Bank Interest Gross	589.21		
Tax on ISA Interest Earned	(117.85)		
			29,144.55
COST OF REALISATIONS			
DTI Cheque Fees	2.55		
Sec of State Fees	2,887.95		
Petitioners Deposit	(620.00)		
Specific Bond	70.00		
ISA Tax on Interest Earned	72.20		
Office Holders Expenses	6.00		
Legal Fees	8,492.50		
Legal Disbursements	1,823.28		
Legal Process Server Fees	442.50		
Legal Court Petition Fees	790.00		
Irrecoverable VAT	1,944.53		
Other	18.92		
Bank Charges	1,214.12		
Settlement to Mrs Lynne Smith	12,000.00		
			(29,144.55)
			NIL
REPRESENTED BY			
			NIL

Note:



Craig Povey
Joint Liquidator

Lifestyle Healthcare Group Limited (In Compulsory Liquidation)

Birmingham County Court No. 2320 of 2005

Final report and account of the liquidation

Period: 9 December 2015 to 25 June 2021

Please note that with effect from 16 January 2021, CVR Global LLP, became part of Begbies Traynor's corporate recovery and insolvency practice. Further information in relation to Begbies Traynor and the Begbies Traynor Group can be accessed at: <http://www.begbies-traynorgroup.com>. CVR Global LLP will trade as 'Begbies Traynor' with immediate effect and will continue to operate from CVR Global LLP's existing offices. CVR Global LLP becoming part of Begbies Traynor will not affect the ongoing administration of the above-mentioned case, which will continue to be dealt with by the existing members of the CVR Global LLP Team, with support from Begbies Traynor's personnel based elsewhere when required.

Important Notice

This report has been produced solely to comply with our statutory duty to report to creditors pursuant to Section 146 of the Insolvency Act 1986. This report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by creditors for any purpose other than this report to them, or by any other person for any purpose whatsoever.

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- ❑ Interpretation
- ❑ Company and liquidators' details
- ❑ Progress since appointment
- ❑ Unrealisable assets
- ❑ Outcome of investigations
- ❑ Outcome for creditors
- ❑ Remuneration and disbursements
- ❑ Expenses
- ❑ Other relevant information
- ❑ Closure of the liquidation
- ❑ Appendices
 - 1. Liquidators account of receipts and payments
 - 2. Liquidators time costs and disbursements
 - 3. Statement of Expenses

1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	Lifestyle Healthcare Group Limited (In Compulsory Liquidation)
"the liquidation"	The appointment of liquidators by the Court pursuant to a block transfer order made on 9 December 2015 whereby the former liquidator, Peter Albert Nottingham of Nottingham Watson was removed from office and the liquidators were appointed in his stead.
"the liquidators", "we", "our" and "us"	Craig Povey of Begbies Traynor (Central) LLP, 8th Floor, One Temple Row, Birmingham, B2 5LG and Kevin Murphy of Begbies Traynor (London) LLP, 31st Floor, 40 Bank Street, London, E14 5NR
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a), of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditor"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act.

2. COMPANY AND LIQUIDATORS' DETAILS

Trading name(s)	-
Company registered number:	04419857
Nature of business:	Other human health activities
Registered office address:	8th Floor, Temple Point,, 1 Temple Row, Birmingham, B2 5LG
Former trading address:	Corner Oak, 1 Homer Road, Solihull, B91 3QG
Date of winding up petition:	3 December 2004
Date of winding up order:	2 March 2005
Date of liquidators' appointment:	Peter Nottingham - 22 November 2005

Changes in liquidator(s) (if any): As above

3. PROGRESS SINCE APPOINTMENT

This is our final report and account of the liquidation.

Receipts and Payments

Attached at Appendix 1 is a summary of our account of receipts and payments for the period from 9 December 2015 to 25 June 2021.

Receipts

The former liquidator, Peter Nottingham of Nottingham Watson had, prior to his retirement and subsequent removal as liquidator, commenced proceedings in respect of a recovery which had been identified as pursuable against the former director.

A settlement was subsequently made in the sum of £27,986, but counter proceedings then commenced in which it was argued that the original proceedings ought not have been brought by the liquidator. It was eventually concluded that the monies – subject to certain costs, be returned. This process, whilst lengthy, has now been concluded.

Payments

Legal fees in respect of our solicitors have been partially settled – as outlined below.

The amount paid to the Official Receiver (“the OR”) represents the costs incurred by the OR prior to our appointment.

We confirm that the account has been reconciled with that which is held by the Secretary of State in respect of the winding up.

What work has been done in the period of this report, why was that work necessary and what has been the financial benefit (if any) to creditors?

Details of the types of work that generally fall into the headings mentioned below are available on our firm’s website - <http://www.begbies-traynorgroup.com/work-details> Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached at Appendix 2.

General case administration and planning

General case administration incorporates different categories such as cashiering, general case administration (filing, creditor correspondence) and dealing with sundry issues as and when they arise. This time cost also comprises maintenance of case files, undertaking case reviews incorporating compliance checks and dealing with general queries. These items are not necessarily financially

beneficial to any class of creditor but are the requirements of the statutory regulations / The Insolvency Act and Rules.

Compliance with the Insolvency Act, Rules and best practice

Other work undertaken during the period includes complying with our statutory obligations and best practice guidance to include ensuring there is sufficient bond insurance in place, undertaking regular bond reviews and filing relevant documentation at Companies House. These items are not necessarily beneficial to any class of creditor but are requirements of the Statutory Regulations and the Insolvency Act and Rules.

Realisation of assets

As noted above, the former liquidator – Peter Nottingham of Nottingham Watson, whilst in office, brought proceedings under S216 of the Insolvency Act 1986 against the former director of the Company. The director subsequently entered into an agreement to make payments on account in respect of the petition (and only) debt.

The director provisionally made payments which accrued to £27,986 according to the records that we subsequently received. Payments ceased and the director sought legal advice in respect of the judgement made on the basis that an application under S216 had not been made. Through passage of time and proceedings led to the judgement being set aside.

My solicitors have liaised with those instructed by the director and a without prejudice settlement has been agreed in relation to the costs Order and subsequent bill of costs in the amount of £12,000 to be paid to the director. This sum was accepted in full and final settlement of the costs orders, costs of the assessment and any entitlement to interest.

4. OUTCOME FOR CREDITORS

Unsecured creditors

The only known creditor in this matter was the petitioner, HM Revenue & Customs.

As a result of the scenario described above, no dividend is available for unsecured creditors. Consequently we have not taken steps to formally agree the claims of unsecured creditors.

5. REMUNERATION AND DISBURSEMENTS

Remuneration

The basis of our remuneration as liquidators has not been set and no fees have been drawn.

Our time costs for the period from 9 December 2015 to 25 June 2021 amount to £19,326 which represents 64.30 hours at an average rate of £300.56 per hour.

The following further information in relation to our time costs and disbursements is set out at Appendix 2:

- ☐ Time Costs Analysis for the period 9 December 2015 to 25 June 2021
- ☐ Begbies Traynor (Central) LLP's charging policy

Disbursements

To 25 June 2021, we have drawn disbursements in the sum of £18.92 in respect of stationery and postage.

6. EXPENSES

A cumulative statement showing the total expenses incurred since the date of our appointment appears at Appendix 3.

7. OTHER RELEVANT INFORMATION

Use of personal information

Please note that although it is our intention to conclude the liquidation, in the course of us continuing to discharge our statutory duties as liquidators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If you are an individual and you would like further information about your rights in relation to our use of your personal data, you can access the same at <https://www.begbies-traynorgroup.com/privacy-notice>. If you require a hard copy of the information, please do not hesitate to contact us.

8. CLOSURE OF THE LIQUIDATION

We consider that the winding up of the Company is now complete.

Unless creditors object, by giving notice in writing within 8 weeks of the delivery of this report, we will have our release from liability at the same time as vacating office. We will vacate office upon our filing with the court and delivering to the Registrar of Companies our final account. Further information in relation to this has been provided in the notice of our final account sent to all creditors.

Should you require further explanation of matters contained in this report, you should contact our office and speak to the case manager, Peter Armstrong in the first instance, who will be pleased to assist.



C J POVEY
Joint Liquidator

Dated: 24 June 2021

ACCOUNT OF RECEIPTS AND PAYMENTS

Period: 9 December 2015 to 25 June 2021

RECEIPTS	Statement of Affairs (£)	Total (£)
Repayments of Director's Loan		27,986.00
Bank Interest Gross		687.19
ISA Bank Interest Gross		589.21
Petitioners Deposit		620.00
		<hr/>
		29,882.40
		<hr/>
PAYMENTS		
Tax on ISA Interest Earned		117.85
DTI Cheque Fees		2.55
Sec of State Fees		2,887.95
Specific Bond		70.00
ISA Tax on Interest Earned		72.20
Office Holders Expenses		6.00
Legal Fees		8,492.50
Legal Disbursements		1,823.28
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Legal Court Petition Fees		790.00
Irrecoverable VAT		1,944.53
Other		18.92
Bank Charges		1,214.00
Settlement to Mrs Lynne Smith		12,000.00
		<hr/>
		29,882.28
		<hr/>
Net Receipts/(Payments)		0.12
		<hr/>
MADE UP AS FOLLOWS		
ISA NIB		0.12
		<hr/>
	0.12	<hr/>

TIME COSTS AND DISBURSEMENTS

- a. Begbies Traynor (Central) LLP's charging policy; and
- b. Time Costs Analysis for the period from 9 December 2015 to 25 June 2021

BEGBIES TRAYNOR CHARGING POLICY

Introduction

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of an insolvent estate and seeks creditor approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to creditors regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance¹ requires that such information should be disclosed to those who are responsible for approving remuneration. Within our fee estimate creditors can see how we propose to be remunerated.

In addition, this note applies where creditor approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. It also applies where payments are to be made to parties other than the firm, but in relation to which the office holder, the firm or any associate has an interest. Best practice guidance indicates that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

Office holder's fees in respect of the administration of insolvent estates

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear below.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual's hourly rate in force at that time which is detailed below.

Expenses incurred by office holders in respect of the administration of insolvent estates

Best practice guidance classifies expenses into two broad categories:

- ❑ Category 1 disbursements (approval not required) - specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- ❑ Category 2 disbursements (approval required) - items of expenditure that are directly related to the case which include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party.

(A) The following items of expenditure are charged to the case (subject to approval):

- Internal meeting room usage for the purpose of physical meetings of creditors is charged at the rate of £100 (London £150) per meeting;
- Car mileage is charged at the rate of 45 pence per mile;
- Storage of books and records (when not chargeable as a Category 1 disbursement) is charged on the basis that the number of standard archive boxes held in storage for a particular case

Expenses which should be treated as Category 2 disbursements (approval required) – in addition to the two categories referred to above, best practice guidance indicates that where payments are to be made to outside parties in which the office holder or his firm or any associate has an interest, these should be treated as Category 2 disbursements.

¹ Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales

(B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a Category 1 disbursement:

- Telephone and facsimile
- Printing and photocopying
- Stationery

BEGBIES TRAYNOR CHARGE-OUT RATES

Begbies Traynor is a national firm. With effect from 16 January 2021, CVR Global LLP (being the insolvency practice from which Craig Povey and Richard Toone and members of their team provide their services as licensed insolvency practitioners), became part of Begbies Traynor's corporate recovery and insolvency practice. Further information in relation to Begbies Traynor and the Begbies Traynor Group can be accessed at: <http://www.begbies-traynorgroup.com>

CVR Global LLP becoming part of Begbies Traynor will not affect the ongoing administration of the Company's liquidation. As a consequence of the above we will apply Begbies Traynor chargeout rates. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the Birmingham office from which the appointment will primarily be administered, following approval, are as follows:

Grade of staff	CVR Charge-out rate (£ per hour)
Consultant/Partner	390-495
Director	360-390
Associate Directors/ Senior Manager	330-360
Manager	300-330
Assistant Manager	290-310
Senior Administrator/Executive	240-275
Administrator/Executive	155-190
Cashiers	135-185
Support/Juniors	90-125

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

Time is recorded in 6 minute units.

SIP9 LIFESTYLE HEALTHCARE GROUP LIMITED - Compulsory Liquidation - LLIFE64252.CPL :
Time Costs Analysis From 09/12/2015 To 25/06/2021

[illegible]

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Bond	JLT	20.00
Stationery and postage	CVR Global LLP	18.92

LIFESTYLE HEALTHCARE GROUP LTD (IN COMPULSORY LIQUIDATION)
REGISTERED COMPANY NUMBER: 04419857

NOTICE OF FINAL ACCOUNT UNDER RULE 7.71 OF THE INSOLVENCY (ENGLAND
AND WALES RULES) 2016

1. The Company's affairs are fully wound up.
2. Within 21 days of the receipt the final account, creditors with at least 5% in value of the unsecured creditors or with the permission of the court, may request in writing or make an application to court, that the Liquidator provide further information about his remuneration or expenses as set out in the final report.
3. Any creditors, with at least 10% in value of the unsecured creditors or with permission of the court, may within 8 weeks after receipt of the final report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in the final account, are excessive.
4. A creditor may object to the release of the liquidator by giving notice in writing to the liquidator before the end of the prescribed period.
5. The prescribed period is the period ending at the later of:
 - a. eight weeks after delivery of this notice, or
 - b. if any request for information as detailed in point 2 above is received or an application to court made as detailed in point 3 above, when that request or application is finally determined.
6. The liquidator will vacate office under Section 172(8) of the Insolvency Act 1986, as soon as the liquidator has filed his final account with the Court and delivered the same to the Registrar of Companies confirming whether any creditors have objected to the liquidator's release.
7. The liquidator will be released at the same time as vacating office unless any of the creditors object to the release.

Date: 24 June 2021



Signed:

The joint liquidators' postal address is at 8th Floor, One Temple Row, Birmingham, B2 5LG. They can also be contacted via Peter Armstrong by e-mail at peter.armstrong@btguk.com or by telephone on 0121 200 8150.

LIFESTYLE HEALTHCARE GROUP LTD (IN COMPULSORY LIQUIDATION)
REGISTERED COMPANY NUMBER: 04419857

NOTICE OF OUTCOME OF FINAL COMMUNICATION WITH CREDITORS PURSUANT
TO SECTION 146(4) OF THE INSOLVENCY ACT 1986 AND RULE 7.71(2)(f) OF THE
INSOLVENCY (ENGLAND AND WALES) RULES 2016

1. The Company's affairs are fully wound up.
2. The joint liquidators have delivered to creditors a final account and report accompanied by a notice to creditors under Section 146(3) of The Insolvency Act 1986.
3. No creditors objected to the joint liquidators' release within the prescribed period as set out in the notice of final account.

Date: 31 August 2021



Signed:

The joint liquidators' postal address is at 8th Floor, One Temple Row, Birmingham, B2 5LG. They can also be contacted via Peter Armstrong by e-mail at peter.armstrong@btguk.com or by telephone on 0121 200 8150.