

**WU07**

**Notice of progress report in a winding-up  
by the court**



**Companies House**

WEDNESDAY



A13 \*A7BVB0CB\* #224  
08/08/2018  
COMPANIES HOUSE

**1 Company details**

Company number	04786586	<b>→ Filling in this form</b> Please complete in typescript or in bold black capitals.
Company name in full	THE LIFT REMOVAL CO LIMITED	

**2 Liquidator's name**

Full forename(s)	JAMES RICHARD	
Surname	DUCKWORTH	

**3 Liquidator's address**

Building name/number	284	
Street	CLIFTON DRIVE SOUTH	
Post town	LYTHAM ST. ANNES	
County/Region	LANCASHIRE	
Postcode	FY8 1LH	
Country		

**4 Liquidator's name \***

Full forename(s)		<b>1 Other Liquidator.</b> Use this section to tell us about another liquidator.
Surname		

**5 Liquidator's address \***

Building name/number		<b>2 Other Liquidator.</b> Use this section to tell us about another liquidator.
Street		
Post town		
County/Region		
Postcode		
Country		

**WU 07**

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**6****Period of progress report**

From date

**19/07/2017**

To date

**18/07/2018****7****Progress report**☒ The progress report is attached**8****Sign and date**

Liquidator's signature

Signature

X








X

Signature date

07/08/2018.

**WU07**

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 <b>Presenter information</b>	 <b>Important information</b>
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.	<b>All information on this form will appear on the public record</b>
Contact name <b>JAMES RICHARD DUCKWORTH</b>	 <b>Where to send</b>
Company name <b>FREEMAN RICH</b>	<b>You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:</b>  The Registrar of Companies, Companies House, Crown Way, Cardiff, Wales, DF14 3UZ. DX 33050 Cardiff.
Address  <b>284 CLIFTON DRIVE SOUTH</b>	
Post town <b>LYTHAM ST. ANNES</b>	
County/Region <b>LANCASHIRE</b>	
Postcode <b>FY8 1LH</b>	
Country <b>UK</b>	
DX	
Telephone <b>01253 712231</b>	
 <b>Checklist</b>	
<b>We may return forms completed incorrectly or with information missing.</b>	 <b>Further information</b>
<b>Please make sure you have remembered the following:</b>  <input type="checkbox"/> The company name and number match the information held on the public Register. <input type="checkbox"/> You have provided the new registered office address in section 2. <input type="checkbox"/> You have signed the form.	For further information, please see the guidance notes on the website at <a href="http://www.companieshouse.gov.uk">www.companieshouse.gov.uk</a> or email <a href="mailto:enquiries@companieshouse.gov.uk">enquiries@companieshouse.gov.uk</a>  <b>This form is available in an alternative format. Please visit the forms page on the website at <a href="http://www.gov.uk/companieshouse">www.gov.uk/companieshouse</a></b>

## THE LIFT REMOVAL CO LIMITED - IN COMPULSORY LIQUIDATION

**Liquidator's Annual Progress Report to Creditors and Members for the period 19th July 2017 to 18th July 2018**

### STATUTORY INFORMATION

Name of Company:	THE LIFT REMOVAL CO LIMITED
Registered Office:	284 Clifton Drive South, Lytham St. Annes, Lancashire, FY8 1LH
Former Registered Office:	18 Lower Harlestone, Northampton, NN7 4EW
Registered Number:	04786586
Court Name and Number:	NORTHAMPTON COUNTY COURT NO. 496 OF 2011
Liquidator's Name:	James Richard Duckworth
Liquidator's Address:	Freeman Rich, 284 Clifton Drive South, Lytham St. Annes, Lancashire FY8 1LH
Contact Telephone Number:	01253 712231
Date of Winding-up Order:	11th May 2011
Liquidator's Date of Appointment:	19th July 2013

### SUMMARY OF LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

Creditors will be aware from previous Reports that claims have been asserted to the Director but no response has been received. Solicitors were instructed and proceedings were issued. I then learned that the Director had filed his own Bankruptcy Petition and a claim was lodged in his bankruptcy. I was informed by the Official Receiver that the Director was the subject of an Income Payment Order for three years. I had been trying to obtain a response from the Official Receiver when I enquired as to whether or not the Director was maintaining his payments but no reply had been received.

### LIQUIDATOR'S ACTIONS SINCE LAST REPORT

This is my fifth Annual Progress Report and should be read in conjunction with my previous Annual Progress Reports.

I have spent time in the reporting period as follows:-

- Preparing and issuing the last Annual Progress Report.
- Carrying out periodic reviews of the case.
- Completing statutory matters.
- Carrying out ongoing cashiering work.

During this period I have continued my correspondence to the Official Receiver's Office and have made numerous telephone calls. I am now informed that the Director failed to maintain the income payments and the Official Receiver applied to Court for him to be examined with regard to the non-payment. The Director failed to attend and a Warrant for his arrest has been issued and I understand that the Official Receiver may now be undertaking committal proceedings.

I shall notify Creditors of any developments at the time of my next Report.

## RECEIPTS AND PAYMENTS ACCOUNT

My Receipts & Payments Account for the period from 19th July 2017 to 18th July 2018 is attached. All amounts in the Receipts & Payments Account are shown net of VAT.

The account attached to this Report has been reconciled with that which is held by the Secretary of State in respect of the winding up.

## ASSETS

The Official Receiver's Report to Creditors identified the following assets:-

Details	Amount
Tools & Equipment	£1,000
Motor Vehicles	£1,900
Book Debts	£4,000

The Director informed the Official Receiver that the motor vehicles had been sold and the book debts were disputed. The Official Receiver realised the sum of £242.74.

## Payment Protection Insurance ("PPI") and Interest Rate Hedging Claims ("IRH")

Enquiries have been made to identify any potential PPI/IRH claims however these enquiries have been concluded and there is no redress due.

## LIABILITIES

### Secured Creditors

There are provisions of the insolvency legislation that require a Liquidator to set aside a percentage of a Company's assets for the benefit of the unsecured creditors in cases where the Company gave a "Floating Charge" over its assets to a lender on or after 15th September 2003. This is known as the "prescribed part of the net property" ("prescribed part"). A Company's net property is that left after paying the preferential creditors, but before paying the lender who holds a Floating Charge. Any costs of the liquidation that are payable before the Liquidator has reached a position to make a distribution to the Floating Charge Holder have to be deducted from Floating Charge realisations before arriving at an amount for the "net property" of the Company. As a result, the costs associated with realising Floating Charge assets, paying preferential claims in full, the general costs of winding-up and the costs of confirming the validity of the Floating Charge will have to be deducted before the "net property" is calculated. The prescribed part that the Liquidator then has to set aside for unsecured creditors is:

- 50% of the first £10,000 of the net property; and
- 20% of the remaining net property;

up to a maximum of £600,000.

As there are no Charges registered over the assets of the Company, the prescribed part provisions will not apply.

### Unsecured Creditors

The Official Receiver's Report to Creditors included Unsecured Creditors with an estimated total liability of £167,993.02. To date I have received a claim from HM Revenue & Customs in respect of unpaid taxes in the total sum of £101,133.78. I received notification from HM Revenue & Customs that there was a claim for outstanding VAT in the sum of £62,167.00. However to date, no formal claim has been lodged although this has previously been requested.

I have not received claims from ten creditors in the estimated sum of £12,283.93.

## DIVIDEND PROSPECTS

Payment of any dividend in this matter will largely be dependent upon the extent of realisations which are wholly dependent upon any dividend being paid from the Director's bankruptcy. The payment of a dividend will also be subject to the costs of realisation.

## LIQUIDATOR'S REMUNERATION

My remuneration was previously authorised by creditors following a Postal Resolution obtained on 1st October 2013. My remuneration has been fixed by reference to the time properly given in attending to matters arising in the liquidation.

No remuneration has been drawn in this period.

Information about creditors' rights is published by The Association of Business Recovery Professionals. A copy of 'A Creditor's Guide to Liquidator's Fees' can be viewed online at <https://www.r3.org.uk/what-we-do/publications/professional/fees>. There are different versions of these Guidance Notes and in this case please refer to the November 2011 version.

Time to be charged on all cases is in 5 minute units and hourly billing rates for the periods since the date of my appointment are as follows (plus VAT):-

	From April 2011	
See note below	A	B
Insolvency Practitioners	255.00	425.00
Chartered Accountants/Solicitor	240.00	320.00
Associates	220.00	330.00
Managers	175.00	225.00
Senior Professionals	150.00	225.00
Administrator	120.00	180.00
Cashier	100.00	
Assistants	90.00	120.00
Support Staff	85.00	115.00

A Basic Charge out rates

B Charge out rates for special investigation work undertaken in complex cases

A schedule of the time costs incurred in this period is shown in the analysis below:-

	IP Hours	Associate Hours	Other Snr. Prof. Hours	Cashier Hours	Assistant Hours	Support Staff Hours	Total Hours	Total Costs £	Avg. Hrly. Rate £
Administration & Planning	0.83	4.50	0.50	0.17	6.42	2.58	15.00	2091.23	139.42
Realisation of Assets	0.00	1.75	0.00	0.00	0.00	0.00	1.75	384.99	219.99
Creditors	0.00	0.17	0.00	0.00	0.00	0.00	0.17	36.67	215.71
<b>Total Hours</b>	<b>0.83</b>	<b>6.42</b>	<b>0.50</b>	<b>0.17</b>	<b>6.42</b>	<b>2.58</b>	<b>16.92</b>		
<b>Total Costs (£)</b>	<b>212.50</b>	<b>1411.66</b>	<b>75.00</b>	<b>16.66</b>	<b>577.50</b>	<b>219.57</b>		<b>2512.89</b>	<b>148.52</b>

A schedule of the time costs incurred since my appointment is shown in the analysis below:-

	IP Hours	Associate Hours	Other Snr. Prof. Hours	Cashier Hours	Assistant Hours	Support Staff Hours	Total Hours	Total Costs £	Avg. Hrly. Rate £
Administration & Planning	2.58	16.84	4.00	2.09	31.17	13.52	70.20	9074.01	129.26
Investigations	2.50	4.59	0.00	0.00	0.00	0.00	7.09	2575.00	363.19
Realisation of Assets	0.58	5.09	0.00	0.00	2.17	0.00	7.84	1444.99	184.31
Creditors	1.17	1.00	0.00	0.00	1.50	0.00	3.67	652.50	177.79
<b>Total Hours</b>	<b>6.83</b>	<b>27.52</b>	<b>4.00</b>	<b>2.09</b>	<b>34.84</b>	<b>13.52</b>	<b>88.80</b>		
<b>Total Costs (£)</b>	<b>2152.92</b>	<b>6554.13</b>	<b>612.50</b>	<b>208.27</b>	<b>3071.18</b>	<b>1147.50</b>		<b>13746.50</b>	<b>154.80</b>

A description of the routine work undertaken is as follows:-

#### Administration:

- Case planning – devising an appropriate strategy for dealing with the case and giving instructions to the staff to undertake the work on the case.
- Setting up physical/electronic case files.
- Setting up the case on the practice's electronic case management system and entering data.
- Issuing the statutory notifications to creditors and others required on appointment as office holder, including gazetting the office holder's appointment.
- Obtaining a specific penalty bond (this is insurance required by statute that every insolvency office holder has to obtain for the protection of each estate).
- Seeking a resolution/decision from creditors for the fixing of the basis of the Liquidator's remuneration and expenses.
- Dealing with all routine correspondence and e-mails relating to the case.
- Cashiering – Creating, maintaining and managing the office holder's cashbook.
- Logging and banking of estate receipts.
- Undertaking regular reconciliations of the bank account containing estate funds.
- Reviewing the adequacy of the specific penalty bond on a quarterly basis.
- Undertaking periodic reviews of the progress of the case.
- Overseeing and controlling the work done on the case-by-case administrators.
- Preparing, reviewing and issuing Annual Progress Reports to Creditors and Members.
- Filing Returns at Companies House.
- Preparing and filing VAT Returns.
- Preparing and filing Corporation Tax Returns.
- Ongoing Due Diligence and consideration of threats to fundamental principles.
- Pension Enquiries.

#### Investigations:

- Conducting an initial investigation with a view to identifying potential asset recoveries by seeking and obtaining information from relevant third parties, such as the bank, accountants, solicitors etc.
- Detailed instructions to Solicitors.
- H.M. Land Registry Searches.
- Companies House Searches.
- Bankruptcy Searches.

#### Realisation of Assets:

- Corresponding with Directors, accountants, solicitors and Official Receiver regarding the recovery of potential claims.
- Enquiries relating to Payment Protection Insurance.
- Interest Rate Hedging Enquiries.

#### Creditors:

- Dealing with creditor correspondence, emails and telephone conversations regarding their claims.
- Maintaining up to date creditor information on the case management system.
- Reviewing proofs of debt received from creditors, adjudicating on them and formally admitting them for dividend purposes.
- Requesting additional information from creditors in support of their proofs of debt in order to adjudicate on their claims.

### **LIQUIDATOR'S DISBURSEMENTS**

#### **Category 1 Disbursements**

My expenses to date amount to £1,466.50 none of which were incurred during this period.

I have not been able to draw any expenses in this matter.

The following expenses have been incurred, and paid by me. Any which are unpaid will be reimbursed when sufficient funds are available, subject to any priority payments.

<b>Type of expense</b>	<b>Amount incurred in this period</b>	<b>Amount incurred to date</b>	<b>Amount unpaid</b>
	<b>£</b>	<b>£</b>	<b>£</b>
H.M. Land Registry charges	-	20.00	20.00
Bordereau	-	30.00	30.00
Advertising	-	77.50	77.50
Enquiry Agent	-	50.00	50.00
Legal Disbursements	-	1,289.00	1,289.00

The following agents or professional advisors have been utilised in this matter:-

<b>Professional Advisor</b>	<b>Nature of work</b>	<b>Fee Arrangement</b>
Falco Investigations	Enquiry Agent	Fixed Fee
Clarke Mairs LLP	Solicitors	Time Costs on informal/formal Conditional Fee Arrangement

Clarke Mairs LLP Solicitors were instructed to advise on and assist in recoveries against the Directors. It had not been anticipated that there would be any realisations made. However, dependent upon any dividend being received from the Director's bankruptcy there is a prospect of some realisations being made. The costs incurred to date amount to £1,139. The fees charged have been reviewed and I am satisfied that they are reasonable in the circumstances of this case.

#### **Category 2 Disbursements**

My expenses were approved by creditors following a Postal Resolution obtained on 1st October 2013.

There are no Category 2 disbursements to date.

A policy decision has been made not to charge postage.



## **FURTHER INFORMATION**

An unsecured creditor may, with the permission of the court or with the concurrence of 5% in value of the unsecured creditors (including the creditor in question) request further details of the Liquidator's remuneration and expenses, within 21 days of receipt of this Report. Any secured creditor may request the same details in the same time limit.

An unsecured creditor may, with the permission of the court or with the concurrence of 10% in value of the creditors (including the creditor in question), apply to court to challenge the amount and/or basis of the Liquidator's fees and the amount of any proposed expenses or expenses already incurred, within 8 weeks of receipt of this Report. Any secured creditor may make a similar application to court within the same time limit.

## **SUMMARY**

The Liquidation will remain open until the actions being taken by the Official Receiver in respect of the Director have been concluded. If realisations are undertaken by the Official Receiver I shall leave the Liquidation open until such time as the dividend payment has been received. Alternatively if the Official Receiver informs me that he does not propose to take any further action with regard to the bankrupt Director I shall close the Liquidation.

## **COMPLAINTS PROCEDURE**


At Freeman Rich we always strive to provide a professional and efficient service. However, we recognise that it is in the nature of insolvency proceedings for disputes to arise from time to time. As such, should you have any comments or complaints regarding the administration of this case, then in the first instance you should contact me at the address given in this Report.

If you consider that I have not dealt with your comments or complaint appropriately you may then put details of your concerns in writing to our complaints officer, Jonathan Turley, at this office. This will formally invoke our complaints procedure and we will endeavour to deal with your complaint under the supervision of a senior member of staff unconnected with the appointment.

Most disputes can be resolved amicably either through the provision of further information or following negotiations. However, in the event that you have exhausted our complaints procedure and you are not satisfied that your complaint has been resolved or dealt with appropriately, you may complain to the regulatory body that licences the insolvency practitioner concerned. Any such complaints should be addressed to The Insolvency Service, IP Complaints, 3rd Floor, 1 City Walk, Leeds, LS11 9DA, and you can make a submission using an on-line form available at [www.gov.uk/complain-about-insolvency-practitioner](http://www.gov.uk/complain-about-insolvency-practitioner); or you can e-mail [insolvency.enquiryline@insolvency.gsi.gov.uk](mailto:insolvency.enquiryline@insolvency.gsi.gov.uk); or you may phone 0300 678 0015.

Should you have any queries regarding this Report, or the liquidation in general, please contact either myself or Mrs Morris at this office.

Dated this 7th day of August 2018



J.R. DUCKWORTH  
Liquidator

**The Lift Removal Co Limited**  
**(In Liquidation)**

**LIQUIDATOR'S RECEIPTS AND PAYMENTS ACCOUNT**

	<b>Statement of affairs £</b>	<b>From 19/07/2017 To 18/07/2018 £</b>	<b>From 11/05/2011 To 18/07/2018 £</b>
<b>RECEIPTS</b>			
Tools & Equipment	1,000.00	0.00	0.00
Motor Vehicles	1,900.00	0.00	0.00
Book Debts	4,000.00	0.00	0.00
Deposit on Petition		0.00	1,000.00
O.R. Realisations		0.00	242.74
		<u>0.00</u>	<u>1,242.74</u>
<b>PAYMENTS</b>			
HM Land Registry charges		0.00	20.00
O.R. Disbursements		0.00	2,235.00
ISA Banking Fees		88.00	440.00
Petitioners Costs		0.00	1,515.00
Bordereau		0.00	30.00
Enquiry Agent Fee		0.00	50.00
Advertising		0.00	77.50
Legal Fees		0.00	1,289.00
		<u>88.00</u>	<u>5,656.50</u>
Net Receipts/(Payments)		<u>(88.00)</u>	<u>(4,413.76)</u>
<b>MADE UP AS FOLLOWS</b>			
Category 1 Disbursements		0.00	(1,497.00)
Insolvency Services Account		(88.00)	(1,432.26)
Petitioning Creditor's Costs		0.00	(1,515.00)
VAT Receivable / (Payable)		0.00	30.50
		<u>(88.00)</u>	<u>(4,413.76)</u>