

LIQ03

Notice of progress report in voluntary winding up



Companies House

SATURDAY



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28/04/2018

#299

COMPANIES HOUSE

1 Company details

Company number 0 5 2 3 2 0 8 0

Company name in full Environmental Practical Solutions Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Martin

Surname Maloney

3 Liquidator's address

Building name/number Leonard Curtis

Street Leonard Curtis House

Elms Square, Bury New Road

Post town Whitefield

County/Region Greater Manchester

Postcode M 4 5 7 T A

Country

4 Liquidator's name ①

Full forename(s) John

Surname Titley

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number Leonard Curtis

Street Leonard Curtis House

Elms Square, Bury New Road

Post town Whitefield

County/Region Greater Manchester

Postcode M 4 5 7 T A




Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6	Period of progress report												
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7	Progress report												
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8	Sign and date												
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LIQ03

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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 **Lauren Fitton**

Company name **Leonard Curtis**

Address **Leonard Curtis House**

Elms Square, Bury New Road

Whitefield

Post town **Greater Manchester**

County/Region

Postcode **M 4 5 7 T A**

Country

DX

Telephone **0161 413 0930**



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



LEONARD CURTIS
BUSINESS RESCUE & RECOVERY

**Environmental Practical Solutions Limited
(In Creditors' Voluntary Liquidation)**

Company Number: 05232080

Former Registered Office: Frightliner Depot, Crymlin Burrows, Swansea SA1 8SH

Trading Address: Graigola Wharf, Kings Dock, Swansea SA1 8QT

**Joint Liquidators' First Progress Report
pursuant to Section 104A(1) of the Insolvency Act 1986 (as amended)
and Rule 18.3 of the Insolvency (England and Wales) Rules 2016**

27 April 2018

**Leonard Curtis
Leonard Curtis House, Elms Square, Bury New Road, Whitefield
Greater Manchester M45 7TA
Tel: 0161 413 0930 Fax: 0161 413 0931
recovery@leonardcurtis.co.uk
Ref: K/26/LF/NE750Q/1010**

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- 7 Matters Still to be Dealt With
- 8 Other Matters

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- B Summary of Joint Liquidators' Expenses from 7 March 2017 to 6 March 2018
- C Leonard Curtis Policy Regarding Fees, Expenses and Disbursements

TO ALL MEMBERS, CREDITORS AND THE REGISTRAR OF COMPANIES

1 INTRODUCTION

- 1.1 Martin Maloney and John Titley were appointed Joint Liquidators of Environmental Practical Solutions Limited ("the Company") on 7 March 2017.
- 1.2 Martin Maloney and John Titley are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales
- 1.3 There has been no change in office holder since the date of liquidation.
- 1.4 This report provides an update on the conduct of the liquidation for the period from 7 March 2017 to 6 March 2018, as required by Section 104A(1) of the Insolvency Act 1986 (as amended) ("the Act") and Rule 18.3 of the Insolvency (England and Wales) Rules 2016 ("the Rules"). It contains details of the progress made, the expected outcome for creditors and other information that the Joint Liquidators are required to disclose.
- 1.5 All figures are stated net of VAT.

2 CONDUCT OF THE LIQUIDATION

- 2.1 The Company's registered office was changed to Leonard Curtis House, Elms Square, Bury New Road, Whitefield, Greater Manchester M45 7TA on 24 March 2017.

Assets Realised

Leasehold Premium, Property Improvements, Buildings (Grove Quarry)

- 2.2 The leasehold premium, property improvements and buildings at Grove Quarry were all estimated to realise £nil. Once the Joint Liquidators were appointed they disclaimed these onerous assets on 10 March 2017. No realisations in this respect are anticipated.

Plant and Machinery, Containers, Fixtures, Fittings, Equipment, Motor Vehicles and Trailers

- 2.3 The containers, fixtures, fittings, equipment, motor vehicles and trailers were all described as not applicable in the statement of affairs. It was believed that these had already been sold to another company prior to the liquidation. The Joint Liquidators instructed Auctus Limited to ascertain and value the Companies assets. All assets belonging to the Company were identified by Auctus and valued at £7,600 (ex-situ). An offer of £12,150 was received from an unconnected party and the Joint Liquidators were advised to accept. This offer was accepted and the funds were transferred to the liquidation from Auctus Limited in October 2017. No further realisations are anticipated.

Debtors

- 2.4 The debtors were estimated to realise £14,638. Cerberus Receivables Management Limited ("CRM") were instructed to review the collectability of the ledger. The majority of the debtors were paid into the Company's pre-appointment bank account and are yet to be received from the bank. A further £8,272 was received by CRM and transferred into the liquidation during February 2018. Once the funds have been received from the bank, no further realisations are to be made in this respect.

Environmental Practical Solutions Limited – In Creditors' Voluntary Liquidation

Rates Refund

- 2.5 Rates refunds were received from Neath Port Talbot Council and Bridgend Council for £559 and £2,665, respectively. These were received in April and May 2017. CAPA assisted with identifying and realising these refunds and no further realisations are anticipated in this matter. Total realisations amount to £3,264.

Bank Interest

- 2.6 £1 has been received.

Assets Still to be Realised

- 2.7 As per paragraph 2.4, once the funds from the bank have been received, there will be no further assets to be realised.

3 RECEIPTS AND PAYMENTS ACCOUNT

- 3.1 A summary of the Joint Liquidators' receipts and payments for the period from 7 March 2017 to 6 March 2018 is attached at Appendix A.

4 OUTCOME FOR CREDITORS

Secured Creditors

Lloyds Bank Plc

- 4.1 Lloyds Bank Plc ("Lloyds") hold security by way of a debenture comprising of a fixed charge and a floating charge created on 27 June 2006 and registered on 30 June 2006. In addition, Lloyds hold a deposit agreement created on 4 April 2013 and registered on 11 April 2013. A distribution is not anticipated to this class of creditor.

Preferential Creditors

- 4.2 As at the date of liquidation, there was one preferential creditor, with estimated claims totalling £2,000.
- 4.3 No claims have been received.

Prescribed Part

- 4.4 As no distribution is anticipated to Lloyds under their floating charge, the prescribed part will not apply.

Ordinary Unsecured Creditors

- 4.5 As at the date of liquidation, there were 65 unsecured creditors, with estimated claims totalling £1,040,563.
- 4.6 The funds realised have already been distributed or used or allocated for paying the expenses of the liquidation. As a result, there will be no dividend to ordinary unsecured creditors.
- 4.7 The Joint Liquidators have collated and acknowledged (where requested) the claims of the ordinary unsecured creditors, although, in view of the fact that there will be no distribution to this class of creditor, unsecured claims have not been formally agreed.

5 INVESTIGATIONS

- 5.1 Following their appointment, the Joint Liquidators considered the information acquired in the course of appraising and realising the business and assets of the Company, together with information provided by the Company's directors and its creditors, to identify any further possible realisations for the estate and what further investigations, if any, might be appropriate.
- 5.2 That assessment did not identify any possible further realisations. In addition, the Joint Liquidators concluded that no further investigations were required. If, however, any creditor is aware of any particular matters which they consider require investigation, they should send full details to this office.
- 5.3 Notwithstanding the above, the Joint Liquidators have complied with their statutory obligations under the Company Directors Disqualification Act 1986 and the appropriate report has been submitted to the relevant authority.

6 JOINT LIQUIDATORS' REMUNERATION, EXPENSES, DISBURSEMENTS AND CREDITORS' RIGHTS

Remuneration

- 6.1 A fee of £10,000 in respect of the preparation of the statement of affairs was approved by creditors on 7 March 2017. To date, no fee has been drawn.
- 6.2 No resolution was proposed to creditors in respect of the Joint Liquidators' remuneration. Based on present information, the Company has insufficient assets to enable the payment of any Joint Liquidators' remuneration from the estate.

Expenses

- 6.3 A summary of the Joint Liquidators' expenses from 7 March 2017 to 6 March 2018 is attached at Appendix B. To assist creditors' understanding of this information, it has been separated into the following two categories:
- *Standard Expenses*: this category includes expenses payable by virtue of the nature of the liquidation process and / or payable in order to comply with legal or regulatory requirements.
 - *Case Specific Expenses*: this category includes expenses likely to be payable by the Joint Liquidators in carrying out their duties in dealing with issues arising in this particular liquidation. Included within this category are costs that are directly referable to the liquidation but are not paid to an independent third party (and which may include an element of allocated costs). These are known as 'category 2 disbursements' and they may not be drawn without creditor approval.
- 6.4 No resolution was proposed to creditors with regard to the Joint Liquidators' category 2 disbursements.
- 6.5 Attached at Appendix C is additional information in relation to the firm's policy on staffing, the use of subcontractors, disbursements and details of current charge-out rates by staff grade.
- 6.6 During the liquidation, the following professional advisors and / or subcontractors have been used:

Name of Professional Advisor	Service Provided	Basis of Fees
Cerberus Asset Management Limited	Valuation and Sale of Assets	Time Costs
Cerberus Asset Management Limited	Debt Collection	Percentage of realisations
CAPA	Assistance with rates refund	Percentage of realisations
EK Employment Agency	Employee Advice and Claims	Set Fee

Creditors' Rights

- 6.7 Under Rule 18.9 of the Rules, within 21 days of receipt of this report, a secured creditor, or an unsecured creditor with either the concurrence of at least five per cent in value of the unsecured creditors (including the creditor in question), or with the permission of the court, may request in writing that the Joint Liquidators provide further information about their remuneration or expenses which have been itemised in this report.
- 6.8 Under Rule 18.34 of the Rules, any secured creditor, or any unsecured creditor with either the concurrence of at least 10 per cent in value of the unsecured creditors (including that creditor), or the permission of the court, may within eight weeks of receipt of the progress report that first reports the fee basis, the charging of the remuneration or the incurring of the expenses in question, make an application to court on the grounds that, in all the circumstances, the basis fixed for the Joint Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Joint Liquidators, as set out in the progress report, are excessive.
- 6.9 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 liquidation.

7 MATTERS STILL TO BE DEALT WITH

- 7.1 Matters still to be dealt with before conclusion of the Liquidation include the following:

- The realisation of the remaining assets, as detailed in section 2;
- Payment of the statement of affairs fee; and
- Closure of the liquidation.

8 OTHER MATTERS

- 8.1 For your information, a creditor's guide to liquidators' fees, which sets out the rights of creditors and other interested parties under the insolvency legislation, may be accessed from the following website via the link below:

<https://www.r3.org.uk/what-we-do/publications/professional/fees>

- 8.2 If you would prefer this to be sent to you in hard copy form, please contact Lauren Fitton of this office on 0161 413 0930.

- 8.3 Creditors are also encouraged to visit the following website, which provides a step by step guide designed to help creditors navigate through an insolvency process:

<http://www.creditorinsolvencyguide.co.uk>

- 8.4 The Joint Liquidators are bound by the Insolvency Code of Ethics, which can be found at:

<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>

Environmental Practical Solutions Limited – In Creditors' Voluntary Liquidation

Yours faithfully

A handwritten signature in black ink, consisting of a stylized 'M' and 'L' joined together.

**MARTIN MALONEY
JOINT LIQUIDATOR**

Martin Maloney and John Titley are authorised to act as insolvency practitioners in the UK by the Institute of Chartered Accountants in England and Wales under office holder numbers 9628 and 8617, respectively

APPENDIX A

**SUMMARY OF JOINT LIQUIDATORS' RECEIPTS AND PAYMENTS
FROM 7 MARCH 2017 TO 6 MARCH 2018**

	Estimated to Realise	As at 6 March 2018
	£	£
RECEIPTS		
Leasehold Premium	Nil	-
Property Improvements	Nil	-
Buildings (Grove Quarry)	Nil	-
Containers	N/A	-
Plant and Machinery	N/A	12,150.00
Fixtures, Fittings and Equipment	N/A	-
Motor Vehicles/Trailers	N/A	-
Debtors	14,638	8,272.13
	14,638	20,422.13
Rates Refund		3,264.86
Bank Interest		1.22
		23,688.21
PAYMENTS		
Bordereau Fee		90.00
Software Licence		87.00
Storage Costs		248.48
Report Hosting		14.00
Statutory Advertising		332.09
Courier Fees		301.60
Room Charges		62.50
Asset Sale and Valuation Fees		7,500.00
Debt Collection Fees		4,582.18
Fees in connection with Rates Refund		149.80
Employee Advice Fees		300.00
TOTAL COSTS AND CHARGES PAID		13,667.65
BALANCE		10,020.56
MADE UP AS FOLLOWS		
Balance at Bank		9,717.03
VAT Receivable		303.53
		10,020.56

APPENDIX B

SUMMARY OF JOINT LIQUIDATORS’ EXPENSES FROM 7 MARCH 2017 TO 6 MARCH 2018

Standard Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Bond Fee	AUA Insolvency Risk Services	Insurance bond	90.00	90.00	90.00	-
Document Hosting	Creditor Web	Hosting of documents for creditors	14.00	14.00	14.00	-
Software Licence Fee	Pelstar	Case management system licence fee	87.00	87.00	87.00	-
Storage Charges	Trans Media Technology Limited	Storage of Company records	248.48	248.48	248.48	-
Statutory Advertising	Courts Advertising	Advertising	332.09	332.09	332.09	-
		Total standard expenses	771.57	771.57	771.57	-

Case Specific Expenses

Type	Charged by	Description	Total Amount Incurred to Date £	Amount Incurred in This Period £	Amount Paid £	Amount Unpaid £
Professional Fees	Cerberus Asset Management Limited	Assistance with Assets – Sale and Valuation	7,500.00	7,500.00	7,500.00	-
Professional Fees	EK Employment Law Consultants	Advice regarding Employee Law and Claims	300.00	300.00	300.00	-
Professional Fees	CAPA	Rates Refund Assistance	149.80	149.80	149.80	-
Professional Fees	Cerberus Receivables Management	Debt collection fee	4,582.18	4,582.18	4,582.18	-
Courier Charges	City Today	Use of a courier for case related material	301.60	301.60	301.60	-
Room Charges	Coldra Court Hotel	Charge for external meeting room	62.50	62.50	62.50	-
		Total case specific expenses	12,896.08	12,896.08	12,896.08	-

LEONARD CURTIS POLICY REGARDING FEES, EXPENSES AND DISBURSEMENTS

LEONARD CURTIS POLICY REGARDING FEES, EXPENSES AND DISBURSEMENTS

The following Leonard Curtis policy information is considered to be relevant to creditors:

Staff Allocation and Charge Out Rates

We take an objective and practical approach to each assignment which includes active director involvement from the outset. Other members of staff will be assigned on the basis of experience and specific skills to match the needs of the case. Time spent by secretarial and other support staff on specific case related matters, e.g. report despatching, is not charged.

Where it has been agreed by resolution that the office holders' remuneration will be calculated by reference to the time properly given by the office holders and their staff in attending to matters as set out in a fees estimate, then such remuneration will be calculated in units of 6 minutes at the standard hourly rates given below. In cases of exceptional complexity or risk, the insolvency practitioner reserves the right to obtain authority from the appropriate body of creditors that their remuneration on such time shall be charged at the higher complex rate given below.

With effect from 6 January 2014 the following hourly charge out rates apply to all assignments undertaken by Leonard Curtis:

6 Jan 2014 onwards	Standard	Complex
	£	£
Director	450	562
Senior Manager	410	512
Manager 1	365	456
Manager 2	320	400
Administrator 1	260	325
Administrator 2	230	287
Administrator 3	210	262
Administrator 4	150	187
Support	0	0

Office holders' remuneration may include costs incurred by the firm's in-house legal team, who may be used for non-contentious matters pertaining to the insolvency appointment.

Subcontractors

Where we subcontract out work that could otherwise be carried out by the office holder or his/her staff, this will be drawn to the attention of creditors in any report which incorporates a request for approval of the basis upon which remuneration may be charged. An explanation of why the work has been subcontracted out will also be provided.

Professional Advisors

Details of any professional advisor(s) used will be given in reports to creditors. Unless otherwise indicated the fee arrangement for each is based on hourly charge out rates, which are reviewed on a regular basis, together with the recovery of relevant disbursements.

The choice of professional advisors is based around a number of factors including, but not restricted to, their expertise in a particular field, the complexity or otherwise of the assignment and their geographic location.

Expenses

We are required to provide creditors with an estimate of the expenses we expect to be incurred in respect of an assignment and report back to them on actual expenses incurred and paid in our periodic progress reports. There are two broad categories of expenses: standard expenses and case specific expenses. These are explained in more detail below:

- a) **Standard Expenses** – this category includes expenses which are payable in order to comply with legal or regulatory requirements and therefore will generally be incurred on every case. They will include

Environmental Practical Solutions Limited – In Creditors' Voluntary Liquidation

Type	Description	Amount																								
AML checks	Electronic client verification in compliance with the Money Laundering Regulations 2007	£5.00 plus VAT per individual																								
Bond / Bordereau fee	Insurance bond to protect the insolvent entity against and losses suffered as a result of the fraud or dishonesty of the IP	£10.00 to £1,200.00 dependent on value of assets within case																								
Company searches	Extraction of company information from Companies House	£1.00 per document unless document can be accessed via the free service																								
Document hosting	Hosting of documents for creditors/shareholders	<table> <tr> <th>Type</th><th>First 100</th><th>Every addtl 10</th></tr> <tr> <td>ADM</td><td>£14.00</td><td>£1.40</td></tr> <tr> <td>CVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>MVL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CPL</td><td>£7.00</td><td>£0.70</td></tr> <tr> <td>CVA</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>BKY</td><td>£10.00</td><td>£1.00</td></tr> <tr> <td>IVA</td><td colspan="2">£10 p.a. or £25 for life of case</td></tr> </table>	Type	First 100	Every addtl 10	ADM	£14.00	£1.40	CVL	£7.00	£0.70	MVL	£7.00	£0.70	CPL	£7.00	£0.70	CVA	£10.00	£1.00	BKY	£10.00	£1.00	IVA	£10 p.a. or £25 for life of case	
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ADM	£14.00	£1.40																								
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CVA	£10.00	£1.00																								
BKY	£10.00	£1.00																								
IVA	£10 p.a. or £25 for life of case																									
Post re-direction	Redirection of post from Company's premises to office-holders' address	0-3 months £185.00 3-6 months £275.00 6-12 months £445.00																								
Software Licence fee	Payable to software provider for use of case management system	£87.00 plus VAT per case																								
Statutory advertising	Advertising of appointment, notice of meetings etc. - London Gazette - Other	£83.02 plus VAT per advert Dependent upon advert and publication																								
Storage costs	Costs of storage of case books and records	£5.07 plus VAT per box per annum plus handling charges																								

- b) *Case-specific expenses – this category includes expenses (other than office-holders' fees) which are likely to be payable on every case but which will vary depending upon the nature and complexity of the case and the assets to be realised. They will include:*

Type	Description	Amount
Agents' fees	Costs of appointed agents in valuing and realising assets	Time costs plus disbursements plus VAT
Debt Collection fees	Costs of appointed debt collectors in realising debts	Generally agreed as a % of realisations plus disbursements plus VAT
Legal fees	Costs of externally appointed solicitors. Will generally comprise advice on validity of appointment, drafting of sale contracts, advice on retention of title issues and advice on any reviewable transactions.	Time costs plus disbursements plus VAT
Other disbursements	See disbursements section below	See disbursements section below

Disbursements

Included within both of the above categories of expenses are disbursements, being amounts paid firstly by Leonard Curtis on behalf of the insolvent entity and then recovered from the entity at a later stage. These are described as Category 1 and Category 2 disbursements.

- a) *Category 1 disbursements: These are costs where there is specific expenditure directly referable both to the appointment in question and a payment to an independent third party. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses (excl. mileage), and equivalent costs reimbursed to the office holder or his or her staff. Category 1 disbursements may be drawn without prior approval.*
- b) *Category 2 disbursements: These are costs that are directly referable to the appointment in question but not to a payment to an independent third party. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage. In the event of charging for category 2 disbursements the following items of expenditure are recharged on this basis and are believed to be in line with the cost of external provision:*

Internal photocopying	10p per copy
General stationery, postage, telephone etc	£100 per 100 creditors/ members or part thereof
Storage of office files (6 years)	£81.25 per box
Business mileage	45p per mile

Category 2 disbursements may be drawn if they have been approved in the same manner as an office holder's remuneration.