

Liquidator's Progress Report**Pursuant to Sections 92A, 104A and 192 of the
Insolvency Act 1986****S.192**

To the Registrar of Companies

Company Number

05637514

Name of Company

(a) Insert full name
of company

(a) Neptune Renewable Energy Limited

(b) Insert full name(s)
and address(es)

We (b)

William Duncan

RSM Restructuring Advisory LLP

4th Floor

Springfield House

76 Wellington Street

Leeds

LS1 2AY

and Alec Pillmoor

RSM Restructuring and Advisory LLP

Two Humber Quays

Wellington Street West

Hull


HU1 2BN

the liquidator(s) of the company attach a copy of our Progress Report
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 5 March 2015

to 4 March 2016

Signed



Alec Pillmoor

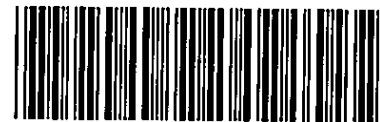
Date

29/4/16

Presenter's name,
address and
reference
(if any)RSM Restructuring Advisory LLP, Two Humber Quays, Wellington Street
West, Hull HU1 2BN

Ref WD/ADP/JM/JP/CHH/1045087

TUESDAY



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03/05/2016

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COMPANIES HOUSE

In the matter of

**Neptune Renewable Energy Limited In Liquidation
(‘the Company’)**

Joint Liquidators’ progress report

29 April 2016

**William Duncan and Alec Pillmoor
Joint Liquidators**

**RSM Restructuring Advisory LLP
Two Humber Quays
Wellington Street West
Hull HU1 2BN**

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1 Purpose of report

This report has been prepared in accordance with insolvency legislation to provide creditors, members and the Registrar of Companies with information relating to the progress of the liquidation in the period from 5 March 2015 to 4 March 2016. This report should be read in conjunction with any previous reports that have been issued, copies of which are available on request.

This report has been prepared solely to comply with the statutory requirements of Section 104A of the Insolvency Act 1986 and Rule 4.49C of the Insolvency Rules 1986 (as amended). It has not been prepared for use in respect of any other purpose, or to inform any investment decision in relation to any debt or financial interest in the Company. Any estimated outcomes for creditors are illustrative and may be subject to significant change.

RSM Restructuring Advisory LLP was previously named Baker Tilly Restructuring and Recovery LLP until 26 October 2015.

Neither the Liquidators nor RSM Restructuring Advisory LLP accept any liability whatsoever arising as a result of any decision or action taken or refrained from as a result of information contained in this report.

2 Progress of the liquidation in the previous twelve months

2.1 Realisation of assets

As previously reported, the sum of £8,000 was received from Professor Hardisty in full and final settlement of unpaid share capital and we received the sum of £3,250 in respect of the sale of the portacabin to an unconnected third party.

At the date of appointment cash held on the Company's account amounted to £9,670 which was subsequently received upon closure of the account.

Where possible funds have been held on an interest bearing account and to date we have received nominal interest amounting to £1.91.

The only remaining matter in the liquidation is the realisation of monies pledged by a number of the Company's shareholders to cover the costs of the liquidation.

2.1.1 Potential claim for compensation for mis-selling of interest rate hedging product

As you may be aware, a settlement agreement was recently reached between the Financial Conduct Authority ('FCA') and certain major banks, in relation to the sale of interest rate hedging products. The Liquidators have investigated whether or not the Company was sold a relevant Interest Rate Hedging Product and in this instance, such a product does not appear to have been sold to the Company.

2.2 Investigations

In accordance with our statutory obligations, we have filed the appropriate documentation with the Department for Business, Innovation and Skills in relation to the conduct of the directors.

I can advise you that, following my initial assessment, no further investigations were deemed necessary.

2.3 Change in Joint Liquidator

As previously reported Alex Pillmoor replaced Keith Allan Marshall as Joint Liquidator in this matter on 16 May 2014.

2.4 Administration and planning

In the period 5 March 2015 to 4 March 2016, the Joint Liquidators and their staff have undertaken the following

- Case management,
- Handling to receipts and payment including the maintenance of a bank account,
- Post appointment tax matters,
- File reviews,
- Statutory and regulatory compliance matters which includes reporting annually to creditors,

3 Matters preventing closure

As noted at section 2 1 above, the only matter outstanding the liquidation is the realisation of monies pledged by a number of the Company's shareholders to cover the costs of the liquidation

3 1 Assets remaining to be realised

There are no other assets remaining to be realised

4 Creditors' claims and dividend prospects

4.1 Secured Creditors

There are no secured creditors in this matter

4 2 Preferential Creditors

There are no preferential creditors in this matter

4 3 Unsecured Creditors

The value of unsecured creditor claims included in the Directors' Estimated Statement of Affairs totalled £497,032, comprising of 27 creditors

To date, the Liquidators have received 12 claims totalling £221,874

Due to insufficient funds there will not be a distribution to creditors in this matter

5 Prescribed Part Calculation

The 'Prescribed Part' is a statutory amount, calculated as a percentage of net floating charge realisations, which entitles unsecured creditors to a share of realisations. This is calculated on a sliding scale up to maximum of £600,000 before costs

There are no creditors secured by charges over the assets and undertakings of the Company. There is therefore no requirement to estimate the amount of the prescribed part of the assets under Section 176A of the Insolvency Act 1986 (as amended)

6 Receipts and payments summary

We attach as Appendix B a summary of our receipts and payments for the period from 5 March 2015 to 4 March 2016

VAT basis

Receipts and payments are shown net of VAT, with any amount due to or from HM Revenue and Customs shown separately

7 Costs and Joint Liquidators' remuneration

7 1 Joint Liquidators' remuneration and disbursements

The Joint Liquidators' remuneration was approved on a time cost basis by creditors at the Section 98

meeting of creditors on 5 March 2013. We have incurred time costs of £33,656 since the date of our appointment. Of this, a total of £800 (plus VAT) has been paid and £32,856 remains outstanding.

Approval was also given to the drawing of disbursements, including category 2 disbursements. Details of the current rates are attached at Appendix D.

7.2 Remuneration and disbursements incurred in the period from

We have incurred time costs of £31,733 in the current period. An analysis of time incurred in the period is attached at Appendix G. Details of the sums drawn in respect of remuneration in the period covered by the report are shown on the receipts and payments account (Appendix B).

Category 2 disbursements incurred in the period are detailed in Appendix E.

8 Joint Liquidators' statement of expenses

8.1 Statement of expenses

A statement of the expenses incurred during the period, is attached at Appendix F. This includes all expenses incurred by the Joint Liquidators in the period of the report irrespective of whether they have been paid or not and may include estimated amounts where actual invoices have not been received. The receipts and payments abstract at Appendix B sets out the expenses actually paid in the period together with cumulative figures.

At the Section 98 meeting on 5 March 2013 creditors approved the Statement of Affairs fee in the sum of £12,000. These fees have been paid.

8.2 Detailed cost breakdown

Attached to this report are four Appendices relating to my costs on this assignment:

- Appendix C: A copy of RSM Restructuring Advisory LLP's charging, expenses and disbursements policy statement,
- Appendix D: Joint Liquidators' charge out and disbursement rates,
- Appendix E: Category 2 disbursements table, and
- Appendix G: Joint Liquidators' time cost analysis.

The work that we do as Joint Liquidators is derived from the responsibilities placed upon us by the underlying legal and regulatory framework for work of this nature in general. The actual matters with which we are dealing are set out briefly in both this report and in our earlier reports to creditors.

We believe this case generally to be of average complexity and accordingly no extraordinary responsibility has to date fallen upon us as Joint Liquidators. The underlying basis of charging proposed to and approved by the creditors has been RSM Restructuring Advisory LLP standard charge out rates. RSM Restructuring Advisory LLP charge out rates have been reviewed periodically.

8.3 Other professional costs

Rollitts LLP, solicitors, have been retained as legal advisors in view of their general experience and expertise in these matters. I have agreed their remuneration on the basis of their standard hourly charge-out rates, plus VAT and disbursements, and their agreed fees of £3,000 plus VAT have been paid.

Sanderson Weatherhall LLP were retained as agents to dispose of the Company's tangible assets. I have agreed that they be remunerated on the basis of their standard commission rates, plus disbursements and VAT. They have submitted invoices totalling £2,584 which have been paid.

As previously reported BRB Consultancy were to provide practical assistance in relation to the demonstrator and have been paid £381. For further information please refer to our report dated 9 April 2014.

9 Creditors' right to information and ability to challenge remuneration and expenses

In accordance with the provisions of Rules 4.49E and 4.131 of the Insolvency Rules 1986 creditors have a right to request further information about remuneration or expenses and to challenge such remuneration or expenses

A request for further information must be made in writing within 21 days of receipt of this report

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 court that the remuneration charged, the basis fixed or expenses incurred by the liquidator are in all the circumstances excessive

A Guide to Liquidators Fees, which provides information for creditors in relation to the remuneration of a Liquidator, can be accessed at <http://rsm.insolvencypoint.com> under 'general information for creditors'. A hard copy can be requested from my office by telephone, email or in writing

Any such challenge must be made no later than eight weeks after receipt of the report which first discloses the charging of remuneration or incurring of the expenses in question

Should you have any further queries please do not hesitate to contact me



Alec Pillmoor
RSM Restructuring Advisory LLP
Joint Liquidator

William Duncan is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants of Scotland
Alec Pillmoor is licensed to act as an Insolvency Practitioner in the UK by the Institute of Chartered Accountants in England and Wales

Insolvency Practitioners are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment

Appendix A

Statutory, dividend and other information

Company name	Neptune Renewable Energy Limited		
Joint Liquidators	<u>Appointed</u> Sarah Burge Keith Marshall William Duncan Alec Pillmoor	<u>Appointed</u> 5 March 2013 13 Dec 2013 5 March 2013 16 May 2014	<u>Resigned</u> 6 Dec 2013 16 May 2014
Date of appointment	05 March 2013		
Company number	05637514		
Date of incorporation	28 November 2005		
Trading name	Not Applicable		
Trading address	Neptune Renewable Energy Limited 18 High Street North Ferriby East Yorkshire HU14 3JP		
Principal activity	Renewable Energy		
Registered office	RSM Restructuring Advisory LLP, Two Humber Quays, Wellington Street West, Hull HU1 2BN Previously 18 High Street, North Ferriby, East Yorkshire HU14 3JP		

Dividend prospects	Owed	Paid to date	Estimated future prospects
Secured creditor (1)	NIL	N/A	N/A
Preferential creditors	NIL	N/A	N/A
Unsecured creditors	£221,874	NIL	Not known
Estimated net property	NIL		
Estimated prescribed part available for unsecured creditors	N/A		

Receipts and Payments Abstract: 1045087 - Neptune Renewable Energy Limited In Liquidation

Bank, Cash and Cash Investment Accounts From 05/03/2015 To 04/03/2016

SOA Value £		05/03/2015 to 04/03/2016		Total to 04/03/2016	
		£	£	£	£
	SECURED ASSETS				
54,000 00	Bond held with Crown Estates	0 00		0 00	
30,980 00	Demonstrator	0 00		0 00	
			0 00		0 00
	SECURED CREDITORS				
(109,700 00)	Claims	0 00		0 00	
			0 00		0 00
	ASSET REALISATIONS				
2,500 00	Bank Interest Gross	0 58		1 91	
9,656 69	Cash at Bank	0 00		9,669 50	
0 00	Portokabin	0 00		3,250 00	
250 00	Unpaid Share Capital	0 00		8,000 00	
			0 58		20,921 41
	COST OF REALISATIONS				
0 00	Agents Disbursements	0 00		(84 30)	
0 00	Agents Fees	0 00		(2,500 00)	
0 00	Consultant's Fees	0 00		(381 00)	
0 00	Liquidators disbursements	0 00		(238 58)	
0 00	Liquidator's Remuneration	0 00		(800 00)	
0 00	Statement of Affairs Fees	0 00		(12,000 00)	
0 00	Solicitor's Fees	0 00		(3,000 00)	
			0 00		(19,003 88)
	UNSECURED CREDITORS				
(165,100 00)	Director's Loan	0 00		0 00	
(3,454 00)	Landlord - The Deep	0 00		0 00	
(100,000 00)	Mr Hass	0 00		0 00	
(111,756 22)	Trade & Expense Creditors	0 00		0 00	
(92,000 00)	Yorkshire Forward Grant	0 00		0 00	
			0 00		0 00
	EQUITY				
(2,796 00)	Ordinary Shareholders	0 00		0 00	
(2,988,574 00)	Share Premium	0 00		0 00	
			0 00		0 00
			0 58		1,917 53
(3,475,993 53)					
	REPRESENTED BY				
	Floating Current A/c			1,757 53	
	VAT Receivable (Payable)			160 00	
					1,917 53
					1,917 53

Appendix C

RSM Restructuring Advisory LLP

Charging, expenses and disbursements policy statement

Charging policy

- Partners, directors, managers, administrators, cashiers, secretarial and support staff are allocated an hourly charge out rate which is reviewed from time to time
- Work undertaken by cashiers, secretarial and support staff will be or has been charged for separately and such work will not or has not also been charged for as part of the hourly rates charged by partners, directors, managers and administrators
- Time spent by partners and all staff in relation to the insolvency estate is charged to the estate
- Time is recorded in 6-minute units at the rates prevailing at the time the work is done
- The current charge rates for RSM Restructuring Advisory LLP Hull are attached
- Time billed is subject to Value Added Tax at the applicable rate, where appropriate
- It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it
- RSM Restructuring Advisory LLP's charge out rates are reviewed periodically

Expenses and disbursements policy

- Only expenses and disbursements properly incurred in relation to an insolvency estate are re-charged to the insolvency estate
- Expenses and disbursements which comprise external supplies of incidental services specifically identifiable to the insolvency estate require disclosure to the relevant approving party, but do not require approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 1' disbursements
- Expenses and disbursements which are not capable of precise identification and calculation (for example any which include an element of shared or allocated costs) or payments to outside parties that the firm or any associate has an interest, require the approval of the relevant approving party prior to being drawn from the insolvency estate. These are known as 'category 2' disbursements
- A resolution to consider approving category 2 disbursements at the rates prevailing at the time the cost is incurred to RSM Restructuring Advisory LLP Hull will be proposed to the relevant approving party in accordance with the legislative requirements.
- General office overheads are not re-charged to the insolvency estate as a disbursement
- Any payments to outside parties in which the office holder or his firm or any associate has an interest will only be made with the approval of the relevant approving party
- Expenses and disbursements re-charged to or incurred directly by an insolvency estate are subject to VAT at the applicable rate, where appropriate

Appendix D

RSM Restructuring Advisory LLP

Joint Liquidators' current charge out and category 2 disbursement rates

Hourly charge out rates		
	Rates at commencement £	Current rates £
Partners / Directors	355 to 395	355 to 435
Manager / Assistant Manager	260 to 300	220 to 260
Technical Staff	155 to 220	140 to 200
Support staff	100 to 155	75 to 120

It is the office holder's policy to ensure that work undertaken is carried out by the appropriate grade of staff required for each task, having regard to its complexity and the skill and experience actually required to perform it

RSM Restructuring Advisory LLP's charge out rates are reviewed periodically

Authority to recover the following costs as "category 2" disbursements was sought at the first creditors' meeting held on 5 March 2013

Category 2 disbursement rates	
Internal room hire	£100
Subsistence	£25 per night (from 3 rd September 2013) £23 per night (up to 2 nd September 2013)
Travel (car)	38p per mile (up to and including 31 March 2010) 40p per mile (from 1 April 2010) 42 5p per mile (from 1 April 2011)
'Tracker' searches	£10 per case

Appendix E

Joint Liquidators' category 2 disbursements table

Amounts paid or payable to the Office Holder's firm or to any party in which the office holder or his firm or any associate has an interest		
Recipient, type and purpose	Paid £	Unpaid £
	NIL	NIL
Total		

Appendix F

Statement of expenses incurred by the Joint Liquidators' in the period from 5 March 2015 to 4 March 2016

[illegible]

Appendix G

Joint Liquidators' time cost analysis for the period from

Please note that we have re-designed our SIP9 analysis table to provide a more detailed analysis of the grades of staff within the firm. Please note that this change does not alter the value of time costs recorded, purely the column within the table to which that time, and cost, has been allocated

Appendix G

Neptune Renewable Energy Limited Joint Liquidators' Time Costs Analysis

For the period 5 March 2015 to 4 March 2016

Period	Hours Spent	Partners	Directors / Associate Directors	Managers	Assistant Managers	Administrators	Assistants & Support Staff	Total Hours	Total Time Costs	Average Rates
Administration and Planning										
	Case Management	0.1	1.5	0.3	0.1	0.2	0.3	2.5	£ 570.40	228.16
	Receipts and Payments	0.0	1.3	0.1	0.0	1.8	0.1	3.3	£ 703.00	213.03
	Tax Matters	0.1	0.5	0.0	0.0	0.4	0.0	1.0	£ 243.50	243.50
	Total	0.2	3.3	0.4	0.1	2.4	0.4	6.8	£ 1,516.90	223.07
Creditors										
	Other Creditor Meetings and Reports	0.0	0.0	0.0	6.1	1.8	0.0	7.9	£ 1,553.00	196.58
	Unsecured Creditors	0.0	0.0	0.0	0.0	0.3	0.5	0.8	£ 103.00	128.75
	Total	0.0	0.0	0.0	6.1	2.1	0.5	8.7	£ 1,656.00	190.34
Total Hours		0.2	3.3	0.4	6.2	4.5	0.9	15.5	£ 3,172.90	204.70
Total Time Cost		£ 79.00	£ 858.00	£ 104.00	£ 1,241.00	£ 812.00	£ 78.90	£ 3,172.90		
Average Rates		395.00	260.00	260.00	200.16	180.44	87.67	204.70		