

LIQ03

Notice of progress report in voluntary winding up



Companies House

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

1 Company details

Company number 0 7 6 4 2 6 3 6

Company name in full E Haul Limited

→ **Filling in this form**
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Philippa

Surname Smith

3 Liquidator's address

Building name/number 22A Main Street

Street Garforth

Post town Leeds

County/Region

Postcode L S 2 5 1 A A

Country

4 Liquidator's name ①

Full forename(s)

Surname

① **Other liquidator**
Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

Country

② **Other liquidator**
Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	^d 2	^d 8	^m 0	^m 9	^y 2	^y 0	^y 2	^y 0
To date	^d 2	^d 7	^m 0	^m 9	^y 2	^y 0	^y 2	^y 1

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

^d 2	^d 4	^m 1	^m 1	^y 2	^y 0	^y 2	^y 1
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Notice of progress report in voluntary winding up

**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	Muzamal Ahmad
Company name	Smith & Barnes Insolvency Practitioners Ltd
Address	22A Main Street Garforth
Post town	Leeds
County/Region	
Postcode	L S 2 5 1 A A
Country	
DX	
Telephone	0113 532 3278

**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

E Haul Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £		From 28/09/2020 To 27/09/2021 £	From 28/09/2020 To 27/09/2021 £
	ASSET REALISATIONS		
16.24	Cash at Bank	NIL	NIL
	Contributions to Costs	2,880.00	2,880.00
		<u>2,880.00</u>	<u>2,880.00</u>
	COST OF REALISATIONS		
	Anti Money Laundering Check	4.00	4.00
	Preparation of S. of A.	2,317.00	2,317.00
	Statutory Advertising	79.00	79.00
		<u>(2,400.00)</u>	<u>(2,400.00)</u>
	UNSECURED CREDITORS		
(444,906.00)	Trade & Expense Creditors	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	NIL
		<u>NIL</u>	<u>NIL</u>
(444,989.76)		<u>480.00</u>	<u>480.00</u>
	REPRESENTED BY		
	Bank 1 Current		463.40
	Vat Control Account		(463.40)
	Vat Receivable		480.00
			<u>480.00</u>

**E Haul Limited - In Creditors' Voluntary Liquidation ("the Company")
Liquidator's Annual Report to Members and Creditors
For The Year Ending 27 September 2021**

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- 8 Liquidator's expenses
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APPENDICES

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- 2 Summary of liquidator's time costs for the Review Period
- 3 Smith & Barnes Insolvency Practitioners Ltd fees and expenses information
- 4 Statement of work undertaken by the Liquidator in the Review Period

1 Statutory and general information

Company number: 07642636

Liquidator: Philippa Smith of Smith & Barnes Insolvency Practitioners Ltd, 22A Main Street, Garforth, Leeds, LS25 1AA.

Date of appointment: 28 September 2020

Creditors wishing to contact the liquidator, should contact Muzamal Ahmad on telephone number 0113 532 3278 in the first instance.

2 Liquidator's actions since appointment

- 2.1 This report should be read in conjunction with my receipts and payments account which is attached as Appendix 1; please note that the figures are shown net of VAT.
- 2.2 My Receipts and Payments account confirms that realisations are not significantly different to the estimated statement of affairs amounts. Greater detail is provided below.

Contribution to costs

- 2.3 The director has paid funds totalling £2,880.00 to pay for the agreed liquidator's fees and expenses. This relates to providing assistance to the director in preparing the statement of affairs and convening the members and creditors virtual meetings.

Cash at Bank

- 2.4 As per the statement of affairs the sum of £16.24 was listed as a realisable asset, on appointment the Liquidator wrote to the Company's pre-appointment banking provider to request for these funds to be remitted to the Liquidation estate account. Unfortunately, no funds have been received since. As the cash at bank is nominal, this asset has been written off in the Liquidation.

Other matters

- 2.5 In addition to my responsibility to realise the Company's assets, I am required to comply with various legislative and best practice obligations and deadlines. These obligations include filing of documents with the Registrar of Companies, ensuring that all receipts and payments are promptly dealt with and proper accounting records are maintained. In addition, I am required to undertake periodic case reviews to monitor progress, advise creditors of the liquidation and record all claims received. Furthermore, I am obliged to deal with any other day to day matters that may arise during the liquidation

3 Unrealised assets

- 3.1 At present there are no assets that remain outstanding.

4 Investigation into the affairs of the Company

- 4.1 Following the Liquidator's appointment, the Liquidator carried out an initial review of the Company's affairs in the period prior to the insolvency of the Company. This included seeking information and explanations from the director by means of questionnaires; making enquiries of the Company's accountants; reviewing information received from creditors; and collecting and examining the Company's bank statements, accounts and other records.
- 4.2 Following my initial review into the manner in which the affairs of the Company had been conducted, I established that further enquiries should be made into several transactions that were identified further

to a review of the Company's pre-appointment bank statements. The Liquidator is also investigating asset enteries in the accounts ending 31 May 2019. The Liquidator is in dialogue the Company advisor to progress these investigations, an update in relation this will be provided in the next report to creditors.

- 4.3 A further responsibility of the Liquidator's is to report to the Secretary of State on any matters that come to her attention that could lead her to conclude that any past or present director may be unfit to be involved with managing the affairs of a Company in the future. This report is confidential and it is a legal requirement that I do not disclose the content of this report.

5 Creditors and dividend prospects

- 5.1 There are two charges showing as outstanding at Companies House, one granted to Liberty Leasing PLC on 20 September 2017 and the other to Ashley Commercial Finance Limited 11 April 2014.
- 5.2 Although the charges are showing as outstanding on registrar of companies, the director of the Company has confirmed that both the charges have been satisfied in full.

Preferential creditors

- 5.3 The Company did not have any employees. There are therefore no preferential claims.

Floating charge creditor and the prescribed part

- 5.4 There are no floating charges over the assets of the Company, and accordingly the prescribed part provisions do not apply.

Unsecured creditors

- 5.5 The director's Statement of Affairs noted that the Company has unsecured creditors of £444,906.00. Since appointment 5 claims have been filed totalling £900,464.63, please note 3 of these creditors with claims totalling £104,889 were not listed on the statement of affairs.
- 5.6 Whilst the above claims have been received, based on current information the likelihood of dividend to unsecured creditors is uncertain.

6 Pre-appointment remuneration

- 6.1 The costs and expenses incurred by Smith & Barnes Insolvency Practitioners Ltd in respect of the preparation of the statement of affairs and convening the creditors' decision procedure were approved by a resolution passed by the creditors. The amounts are as follows:

Fees	£4,000 plus VAT and including expenses
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- 6.2 Fees totalling £2,317.00 have been drawn in this regards. In addition, the sum of £1,600.00 plus VAT was paid to Abraham Accountants prior to the Liquidation appointment for their assistance in preparing the statement of affairs.

7 Liquidator's remuneration

- 7.1 Changes to charge out rates during the period of this report are detailed in appendix 3.
- 7.2 My remuneration was approved by creditors at the creditors' decision procedure convened for the purpose of approving the appointment of a Liquidator, which was held on 28 September 2020
- 7.3 The Liquidator's remuneration is to be paid on a time costs basis and is capped at £9,300.00 plus expenses and VAT, in accordance with the fee estimate circulated to creditors.
- 7.4 My time costs for the Review Period total £2,960.00, which represents 16.40 hours at an average charge

out rate of £180.49.

- 7.5 I have, to date, not drawn any remuneration, however the current funds of £463.40 in the estate account will be drawn against the above time costs incurred.
- 7.6 At present, I believe that the estimate of fees which has been provided to creditors will not be exceeded.
- 7.7 For the benefit of creditors, the Association of Business and Recovery Professionals publish 'A Creditors' Guide to Liquidators' Fees'. This document is available at the following website address, <https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/>. A hard copy of this document can be obtained on request from our office.

8 Liquidator's expenses

- 8.1 Details of the expenses that I have paid are shown on the attached receipts and payments account. These expenses are in line with the estimate already provided to creditors, and are not likely to exceed this amount.
- 8.2 The sum of £70 in relation statutory bonding and £158 plus VAT in respect of statutory advertising was paid directly from the Smith & Barnes Insolvency Practitioner Limited's business account, please be advised that the business account will be reimbursed as there are now sufficient funds in the estate account.
- 8.3 No expenses have been incurred which have not yet been paid.

9 Further information

- 9.1 Within 21 days of receipt of a progress report a creditor may request that the Liquidator provide further information about the fees and expenses set out in this report. A request must be in writing, and may be made either by a secured creditor, or by an unsecured creditor with the concurrence of at least 5% in value of unsecured creditors, or the permission of the court.
- 9.2 Any secured or unsecured creditor, if they consider that the Liquidator's fees are excessive, or that the basis of those fees is inappropriate or that the expenses incurred are excessive, may make an application to the court if at least 10% in value of the unsecured creditors agree. An application must be made within 8 weeks of receipt of this report.

10 Conclusion

- 10.1 The Liquidator has noted the below matters are outstanding that are preventing the closure of the Liquidation:
- To conclude investigations and ascertain if any recoveries can be made.
 - Reclaim further VAT in the estate account

Should you have any queries regarding this matter please contact Muzamal Ahmad on 0113 532 3278.


Philippa Smith
Liquidator

Appendix 1 - Liquidator's Receipts and Payments account for the Review Period

E Haul Limited
(In Liquidation)
Liquidator's Summary of Receipts and Payments
To 27 September 2021

RECEIPTS	Statement of Affairs (£)	Total (£)
Contributions to Costs		2,880.00
Cash at Bank	16.24	0.00
		<hr/> 2,880.00 <hr/>
PAYMENTS		
Anti Money Laundering Check		4.00
Preparation of S. of A.		2,317.00
Statutory Advertising		79.00
Trade & Expense Creditors	(444,906.00)	0.00
Ordinary Shareholders	(100.00)	0.00
		<hr/> 2,400.00 <hr/>
Net Receipts/(Payments)		<hr/> <hr/> 480.00 <hr/> <hr/>
 MADE UP AS FOLLOWS		
Bank 1 Current		463.40
VAT Receivable / (Payable)		16.60
		<hr/> 480.00 <hr/> <hr/>

Appendix 2 - Summary of Liquidator's time costs for the Review Period

Time Entry - Detailed SIP9 Time & Cost Summary

EHL0001 - E Haul Limited
From: 28/09/2020 To: 27/09/2021
Project Code: POST

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
700 - Formalities	0.50	0.20	0.90	9.40	10.80	1,795.00	166.20
Admin & Planning	0.50	0.20	0.90	9.40	10.80	1,795.00	166.20
201 - CDDA Reports	0.00	2.20	0.00	3.00	5.20	1,055.00	202.88
Investigations	0.00	2.20	0.00	3.00	5.20	1,055.00	202.88
202 - Pursuing Antecedent Transactions	0.00	0.50	0.00	0.00	0.50	82.50	275.00
304 - Plant & Machinery - Motor Vehicles	0.00	0.10	0.00	0.00	0.10	27.50	275.00
Realisation of Assets	0.00	0.40	0.00	0.00	0.40	110.00	275.00
Total Hours	0.50	2.80	0.90	12.40	16.40	2,960.00	180.49
Total Fees Claimed						0.00	

Appendix 3 - Smith & Barnes Insolvency Practitioners Ltd fees and expenses information

Introduction

The current legislation allows fees to be charged in an insolvency matter in several ways. Either by charging for time properly spent, a percentage of realisations, a fixed fee, or a combination.

The basis of any fee approval in an insolvency matter is to be agreed by either a creditors committee, the general body of creditors, or where the creditors reject the office holders' fees, by the Court.

Time cost basis

When charging fees on a time cost basis we use staff with the appropriate skill level for the work to be performed.

Charge-out rates

Grade	Charge-out rates (£ per hour, charged in 6-minute units)
Insolvency Practitioner/Partner/Director	350
Manager	275
Senior Administrator	250
Administrator	150
Support Staff	150

The firms charge-out rates are reviewed periodically.

Percentage basis

Where an office holder is expecting to realise specific assets, the fee charged may be a percentage of a specific asset or the assets as a whole.

Once agreed, the percentage basis can only be increased where there has been a material and substantial change in the circumstances in the case. If this is not the case, any request for an increase can only be approved by the Court.

Fixed fee

An office holder may charge a fixed fee on either the case as a whole or for specific tasks to be undertaken.

Once agreed, the fixed fee can only be increased where there has been a material and substantial change in the circumstances in the case. If this is not the case, any request for an increase can only be approved by the Court.

Agents' costs

These are charged at cost based upon the charge(s) made by the agent instructed. The term 'agent' includes:

- Solicitors/legal fees
- Auctioneers/valuers
- Accountants
- Quantity surveyors
- Estate agents
- Other specialist advisors

Expenses

Expenses are any payments from the estate which are neither office holder's remuneration nor a distribution to a creditor or member.

Expenses are payments which are first paid by the office holder and then reimbursed to the office holder from the estate.

Category 1 expenses:

These are payments to those providing the service to which the expense relates who are not an associate of the office holder.

Examples of category 1 expenses include agents costs as detailed above as well as items such as insurance, statutory advertising, external meeting room hire, external storage and specific bond.

Category 2 expenses:

These are payments to associates or payments which have an element of shared costs.

There have been no category 2 expenses incurred in this case.

Subcontractors

Subcontractors are considered to undertake work that can be completed by the office holder or their staff.

Payments to subcontractors do not require specific approval and are treated as an expense of the estate, however I am required to provide the following information to you.

There has been no subcontractors used in this case.

Appendix 4 - Statement of work undertaken by the Liquidator in the Review Period

The following is a summary of the matters that have been and will be dealt with by the Liquidator.

Initial steps on appointment

On appointment, the Liquidator ensured that the appointment was advertised in the London Gazette, and all necessary documents were filed with the Registrar of Companies. Various notifications have been sent to HMRC, and a bank account opened. The Liquidator have also advised the creditors of the appointment.

In addition the Liquidator has convened a creditors' decision procedure, being by postal resolution, in order to ask creditors to agree the basis of the Liquidator's remuneration.

The above work does not provide any financial benefit to creditors, but is necessary to ensure that the Liquidator complies with all necessary statutory requirements, which includes informing the creditors of the appointment.

Investigations

The Liquidator is obliged to review the Company's books and records and consider if there has been any wrong doing. In addition the Liquidator is required, by law, to report on the conduct of the directors to the Department of Business, Energy & Industrial Strategy.

As per section 4 of this report, the Liquidators investigations are ongoing and an update will be provided in the next report to creditors.

Creditors' Claims

The Liquidator has record and will continue to records all proofs of debt received. Greater detail is provided in section 5 of this report.

HM Revenue & Customs

All HMRC departments have been notified of the appointment. All appropriate VAT and tax returns have been submitted as necessary.

Case Monitoring and Reviews

During the course of the case, the case strategy has been and will be reviewed on a periodical basis as required by best practice. During the life of the case, all general correspondence from creditors, agents, and solicitors has been and will be dealt with.

Statutory Requirements

A local bank with Yorkshire Bank (now Virgin Money) account was opened and maintained with reconciliations being undertaken in accordance with best practice.

Closure

Once all of the assets of the case have been realised and (distributions made if there are sufficient funds) the case will be reviewed and the final progress account will be drafted for circulation to members and creditors. Following a period of eight weeks having passed, unless an objection to the Liquidator receiving her release has been received, the final account will be filed with the Registrar of Companies. Following this the final administrative duties will be undertaken, and the case files will be archived.