

**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

08488601

Name of Company

(a) Insert full name  
of company

(a) ASITIS Advisory Limited

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

I/We (b) Mark Beesley and Tracy Mary Clowry of

Beesley Corporate Solutions  
Astute House  
Wilmslow Road  
Handforth  
Cheshire  
SK9 3HPthe joint liquidators of the company attach a copy of my/our Progress Report  
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 2 April 2015 to 1 April 2016

Signed



Date 31 May 2016

Presenter's name,  
address and  
reference  
(if any)Beesley Corporate Solutions  
Astute House  
Wilmslow Road  
Handforth  
Cheshire, SK9 3HP  
Ref MB/4730

THURSDAY



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#343

COMPANIES HOUSE

**TO ALL KNOWN MEMBERS**

Our ref MB4730

Date 31 May 2016

Dear Sirs

**ASITIS ADVISORY LIMITED – IN MEMBERS' VOLUNTARY LIQUIDATION**

**Company Registration No: 08488601**

**Registered Office changed for the purposes of the liquidation to the Joint Liquidators' office at Beesley Corporate Solutions: Astute House, Wilmslow Road, Handforth, Cheshire SK9 3HP**

**Former Registered Office: C/o Ascendis Second Floor, 683-693 Wilmslow Road, Didsbury, Manchester M20 6RE**

**Trading Address: C/o Ascendis Advisory, Second Floor, 683-693 Wilmslow Road, Didsbury, Manchester M20 6RE**

On 2 April 2015, ASITIS Advisory Limited went into Members' Voluntary Liquidation and we, Mark Beesley and Tracy Mary Clowry, were appointed Joint Liquidators. As Joint Liquidators we act as required or authorised under any enactment and such acts may be done by any one of us. We are now in a position to submit our first progress report pursuant to section 92A of the Insolvency Act 1986 (as amended)

**1 RECEIPTS AND PAYMENTS**

Attached at Appendix 1 is our receipts and payments account for the period 2 April 2015 to 1 April 2016.

**2 REALISATION OF ASSETS**

The Company had not granted any debentures over its assets and none of the Company's debts were secured against its assets

**2.1 Balance at Bank**

According to the Director's sworn Declaration of Solvency as at 1 April 2015, which was presented at the s84 general meeting on 2 April 2015, the balance at bank was estimated to realise £177,666

A total sum of £163,987.70 was however received into the liquidation estate on 17 June 2015 from Lloyds Bank plc. In this regard, please see comments in note 3.2 below

**2.2 Bills Receivable**

According to the Director's sworn Declaration of Solvency, there were bills receivable of £5,909. These comprised of HMRC refunds of £410.57 in respect of VAT, and £5,498.20 for corporation tax, in relation to pre-liquidation periods. The liquidation estate has yet to receive the refunds. We are continuing to liaise with HM Revenue & Customs regarding the same.

**2.3 Plant and Machinery (Computer Equipment)**

According to the Director's sworn Declaration of Solvency, the Company owned plant and machinery which comprised of computer equipment with a book value, as shown in the Company's accounts as at 31 March 2015, of £698.00.

The same was distributed in specie to the sole Member of the Company on 25 June 2015 (See 4 3 below)

#### **2.4 Bank Interest**

This represents interest earned on funds invested by the Joint Liquidators in an interest bearing account. As at the anniversary gross interest of £7.37 had been received.

### **3 LIABILITIES**

#### **3.1 Secured Creditors and Preferential Creditors**

There were no creditors in these categories

#### **3.2 Non-Preferential Creditors**

In his Declaration of Solvency, the Director estimated that there would be four non-preferential claims from creditors in a total sum of £26,365 - £11,434 from the Director in respect of Company expenses outlaid by him personally, £8,941 in respect of outstanding wages, £492 from HM Revenue and Customs in respect of outstanding PAYE /NIC and £5,498 from HM Revenue & Customs in respect of outstanding Corporation Tax

The accounts for the year ending 31 March 2015 were amended in July 2015 The amended accounts detailed the Director's loan account in a reduced amount of £6,717. The same was paid with statutory interest of £266 47 on 29 September 2015

In addition, the revised accounts did not detail any wages as being outstanding (Please reference note 2.1 in these regards)

An interim claim of £306 59 was received from HM Revenue & Customs in respect of outstanding PAYE / NIC The same plus statutory interest of £12 16 was paid to HM Revenue and Customs on 29 September 2015

Although, a liability was included in the Declaration of Solvency in respect of corporation tax, it transpired that this was in fact the refund due to the Company referred to at note 2 2 above and therefore no payment was due in this respect

#### **3.3 Dividends Declared**

Notice requiring creditors to submit their claims in the liquidation in order to be included in the first and final dividend distribution was issued on 29 June 2015 and advertised in The London Gazette on 6 July 2015 The time in which to submit claims in the liquidation stipulated in the notice expired on 31 July 2015

Thereafter, the first and final dividend was declared on 29 September 2015

#### **3.4 Confirmation of No Further Dividends**

Formal notice was sent to creditors on 30 September 2015 confirming that there would be no further dividends or distributions to any class of creditors under the Members Voluntary Liquidation, all claims having been settled and the remaining funds/assets distributed or allocated for distribution to the Member or for defraying the costs of the administration of the liquidation

#### **4 DISTRIBUTIONS TO MEMBERS**

- 4.1** A first distribution of capital in a sum of £130,000.00 was made to Keith John Jones, the sole Member of the Company holding 100 ordinary £1 shares on 25 June 2015.
- 4.2** A second distribution of capital in a sum of £18,000 00 was made to Keith John Jones, the sole Member of the Company as detailed above in note 4 1 on 23 October 2015
- 4.3** A distribution in specie of the Company's plant and machinery (computer equipment) with a book value as shown in the Company's accounts as at 31 March 2015 of £698 00 was also made to Keith John James, the sole Member of the Company as detailed above in note 4 1 on 25 June 2015
- 4.4** A third distribution of capital was made to the Member on 4 April 2016. However, this falls outside of the current reporting period and is not detailed in the attached Receipts & Payments Account at Appendix 1.

#### **5 JOINT LIQUIDATORS' FEES**

- 5.1** A fixed fee of £4,000 00 plus VAT and disbursements was agreed by the Member at the Section 84 meeting on 2 April 2015 in relation to the preparation of the Declaration of Solvency, the convening of the general meeting and administration of the liquidation estate. This fee has been drawn, in full, in the current reporting period.
- 5.2** For information purposes, we advise, the charge-out rates for Beesley Corporate Solutions as at the date of liquidation were

Director/IP	£450 per hour
Senior Manager	£300-325 per hour
Manager	£250 per hour
Senior Administrator	£180-200 per hour
Administrator	£125-165 per hour

There was no change to these rates in the current reporting period however, please see Appendix 2 with regards to a recent amendment.

- 5.3** As at the anniversary, the time costs incurred in administering the Company's affairs were £2,256 50 which represents a total of 7 20 hours and an average hourly rate of £313 40.

This work consisted of realising and distributing the assets, as detailed above in sections 2, 3, and 4 of this report.

As stated in note 5.1 however a fixed fee was agreed in this matter.

- 5.4** Expenses have been incurred and discharged as disclosed on the attached receipts and payments account and below.

<b>Name of Payee</b>	<b>Service Provided</b>	<b>Cost (£)</b>
ICS Limited	Software Licence Fee	90 00
The Legal & Public Notices Advertising Agency Limited	Statutory Advertising	321 60

Beesley Corporate Solutions	Recharge of Insurance Premium for Specific Penalty Bond with Insolvency Risk Services Ltd	237 60
Ascendis	Accounting Services	360 00

No expenses have been incurred in the period, which have yet to be discharged. All of the above costs are category 1. No category 2 expenses have been incurred or paid in the period.

On this assignment we have not used the services of any professional advisors. Ascendis are the Company's accountants and this fee relates to accountancy work undertaken by them on behalf of the Company (see note 3.2 above).

- 5.5 Additional information in relation to the policy of Beesley Corporate Solutions regarding fees and disbursements is attached at Appendix 2.
- 5.6 "A Creditors' Guide to Liquidators' Fees" can be found at [www.beesley.co.uk/guides](http://www.beesley.co.uk/guides)
- 5.7 The Member's attention is drawn to Rules 4.49E and 4.148C of the Insolvency Rules 1986 (as amended), which detail Members' rights to request further information and to challenge our remuneration and expenses. For your reference, these Rules are set out in Appendix 3.
- 5.8 As Insolvency Practitioners we are bound by the Insolvency Code of Ethics when carrying out all professional work relating to an insolvency appointment.

## 6 ATTACHMENTS

Attached to this report are the following appendices:

- Appendix 1 Receipts and Payments account to 1 April 2016
- Appendix 2 Additional Information in Relation to the Policy of Beesley Corporate Solutions Regarding Fees and Disbursements
- Appendix 3 Rules 4.49E and 4.148C

## 7 CONCLUSION

We advise that upon receipt of the pre-liquidation period VAT and Corporation Tax refunds detailed in note 2.2 above, steps will be taken to make the final distribution to the Member. The Final Meeting will be convened thereafter once sanction to close the liquidation has been obtained from HM Revenue and Customs.

That concludes our first progress report.

Yours faithfully

  
  
**Mark Beesley and Tracy Mary Clowry**  
**Joint Liquidators**

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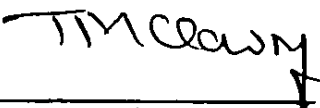
## ASITIS Advisory Limited

**Joint Liquidators' Receipts & Payments Account  
For the Period 2 April 2015 to 1 April 2016**

	As per Declaration of Solvency £	Total £
<b>Receipts</b>		
Balance at Bank	177,666 00	163,987 70
Trade Debtors	5,909 00	0 00
Plant & Machinery (Computer Equipment)	698 00	698 00
Bank Interest - Post Liquidation	N/A	7 37
VAT Refund - Post Liquidation	N/A	0 00
	<u>184,273 00</u>	<u>164,693 07</u>
<b>Payments</b>		
Joint Liquidators' Fees		4,800 00
Re-charge of Specific Bond		237 60
Accountancy Fees		360 00
Statutory Advertising		321 60
Software Licence		<u>90 00</u>
		5,809 20
<b>Dividends to Creditors</b>		
Keith John Jones - DLA £6,717 plus 8% statutory interest of £266 47		6,983 47
HMRC NIC /PAYE £306 59 plus 8% statutory interest of £12 16		<u>318 75</u>
		7,302 22
<b>Shareholder Distributions</b>		
<u>Keith John Jones</u>		
Distribution in Specie on 25 June 2015		698 00
1st Capital Distribution on 25 June 2015		130,000 00
2nd Capital Distribution on 23 October 2015		<u>18,000 00</u>
		148,698 00
<b>Cash at Bank</b>		<u><u>2,883 65</u></u>

**Notes**

- 1 This is the first receipts & payments account prepared since the appointment of the Joint Liquidators. It therefore reflects all transactions on the account.
- 2 All figures stated above are gross of VAT.
- 3 The plant and machinery (computer equipment) with a book value of £698 00 as per the Company's accounts as at 31 March 2015 has been distributed to the Member in specie. No actual cash was therefore received into the liquidation estate in this regard.
- 4 Keith John Jones is the sole Member of the Company holding 100 ordinary £1 shares.

Signed Mark Beesley and Tracy Mary Clowry - Joint Liquidators

## ADDITIONAL INFORMATION IN RELATION TO THE POLICY OF BEESLEY CORPORATE SOLUTIONS REGARDING FEES AND DISBURSEMENTS

The table below sets out the basis on which this office charges internal disbursements

Internal disbursements are charged, where appropriate by Beesley Corporate Solutions as follows -

Postage	Charged at actual cost (first class)
Photocopying and Fax	Recharged at 10p per sheet in the limited circumstances when deemed appropriate
Microfiche and Files	Recharged at actual cost
Storage	£60 per box for 6 years
Room hire	No charge for a meeting held at this office Any other venue at cost
Archiving Files on closure	Recharged at staff time costs
Travel	Motor vehicles at 45p per mile
Distribution costs	Cheque fee 65p and postage 41p

The table detailed below sets out the charge-out rates currently utilised by Beesley Corporate Solutions for charging staff time (Such rates were effective from 13 May 2016) All rates are charges per hour Time is charged in units of 6 minutes

Job Title	Cost per hour
Director/IP	£375 - 500
Senior Manager	£300 - £325
Manager	£250
Senior Administrator	£180 - £200
Administrator	£125 - £165

It should be noted that the above rates increase from time to time over the period of the Administration of each insolvency case

### Professional Advisors

Details of any professional advisor(s) used will be given in the regular reports prepared in each type of insolvency appointment 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 or 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

Unless otherwise stated, all agents instructed are independent and have no connection to the insolvent party/(ies), the office holder(s) or Beesley Corporate Solutions

**Rules 4.49E and 4.148C of The Insolvency Rules 1986 (As Amended)****4.49E(1) [Duty of liquidator re remuneration or expenses] If –**

- (a) within the period mentioned in paragraph (2) –
  - (i) a secured creditor, or
  - (ii) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or
  - (iii) Members of the Company in a Member's voluntary winding up with at least 5% of the total voting rights of all the Members having the right to vote at general meetings of the Company, or
- (b) with the permission of the court upon an application made within the period mentioned in paragraph (2) -
  - (i) any unsecured creditor, or
  - (ii) any Member of the Company in a Members' voluntary winding up,

makes a request in writing to the liquidator for further information about remuneration or expenses set out in a progress report in accordance with Rule 4 49B(1)(e) or (f) (including by virtue of Rule 4 49C(5) or in a draft report under Rule 4 49D, the liquidator must, within 14 days of receipt of the request, comply with paragraph (3) except to the extent that the request is in respect of matter in a draft report under rule 4 49D or a progress report required by Rule 4 108 which (in either case) was previously included in a progress report not required by Rule 4 108

**4.49E(2) [Period for compliance with r4.49E(1)] The period referred to in paragraph (1)(a) and (b) is –**

- (a) 7 business days of receipt (by the last of them in the case of any application by more than one Member) of the progress report where it is required by Rule 4.108, and within the period mentioned in paragraph (2) –
- (b) 21 days of receipt (by the last of them in the case of an application by more than one Member) of the report or draft report in any other case

**4.49E(3) [How liquidator to comply] The liquidator complies with this paragraph by either –**

- (a) providing all of the information asked for, or
- (b) so far as the liquidator considers that –
  - (i) the time or cost of preparation of the information would be excessive, or
  - (ii) disclosure of the information would be prejudicial to the conduct of the liquidation or might reasonably be expected to lead to violence against any person, or
  - (iii) the liquidator is subject to an obligation of confidentiality in respect of the information, giving reasons for not providing all of the information

**4.49E(4) [Application to court by creditors and Members] Any creditor, and any Member of the Company in a Members' winding up, who need not be the same as the creditors or Members who asked for the information, may apply to the court within 21 days of-**

- (a) the giving by the liquidator of reasons for not providing all of the information asked for, or
- (b) the expiry of the 14 days provided for in paragraph (1),



and the court may make such order as it thinks just

**4.49E(5) [Court may extend period in rr.4.131(1B), 4.148C(2)]** Without prejudice to the generality of paragraph (4), the order of the court under that paragraph may extend the period of 8 weeks or, as the case may be, 4 weeks for in Rule 4 131(1B) or 4 148C(2) by such further period as the court thinks just

**4.148C Members' claim that remuneration is or other expenses are excessive**

**4.148C(1) [Who may apply to the court]** Members of the Company with at least 10% of the total voting rights of all the Members having the right to vote at general meetings of the Company, or any Members with the permission of the court, may apply to the court for one or more of the orders in paragraph (6) on the grounds that-

- (a) the remuneration charge by the liquidator,
- (b) the basis fixed for the liquidator's remuneration under Rule 4 148A, or
- (c) expenses incurred by the liquidator,

is or are, in all the circumstances, excessive or, in the case of an application under sub-paragraph (b), inappropriate

**4.148C(2) [Time limit for application]** Application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or 4 weeks when the liquidator has resigned in accordance with Rule 4 142) after receipt by the applicant of the report or account which first reports the charging of the remuneration or the incurring of the expenses in question ("**the relevant report**")

**4.148C(3) [Power of the court to dismiss application]** The court may, if it thinks that no sufficient cause is shown for a reduction, dismiss the application, but it must not do so unless the applicant has had the opportunity to attend the court for a hearing of which the applicant has been given at least 5 business days' notice but which is without notice to any other party.

**4.148C(4) [Court to fix venue for hearing]** If the application is not dismissed under paragraph (3), the court must fix a venue for it to be heard and give notice to the applicant accordingly

**4.148C(5) [Applicant to notify liquidator of venue etc.]** The applicant must at least 14 days before the hearing send to the liquidator a notice stating the venue and accompanied by a copy of the application and of any evidence which the applicant intends to adduce in support of it

**4.148C(6) [Court order if application well-founded]** If the court considers the application to be well-founded, it must make one or more of the following orders -

- (a) an order reducing the amount of remuneration which the liquidator was entitled to charge,
- (b) an order fixing the basis of remuneration at a reduced rate or amount,
- (c) an order changing the basis of remuneration,
- (d) an order that some or all of the remuneration or expenses in question be treated as not being expenses of the liquidation,
- (e) an order that the liquidator or the liquidator's personal representative pay to the Company the amount of the excess of remuneration or expenses or such part of the excess as the court may specify,

and may make any other order that it thinks just, but an order under sub-paragraph (b) or (c) may be made only in respect of periods after the period covered by the relevant report

**4.148C(7) [Costs of application]** 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