

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

To the Registrar of Companies

Company Number

05938663

Name of Company

MPH Electrical (Stoke-on-Trent) Ltd

I / We
Diane Grace Dunion
Genesis Centre
18 Innovation Way
North Staffs Business Park
Stoke on Trent
ST6 4BF

the liquidator(s) 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 01/12/2011 to 30/11/2012

Signed



Date

21/1/2013

Dunion & Co Limited
Genesis Centre
18 Innovation Way
North Staffs Business Park
Stoke on Trent
ST6 4BF

Ref 020MPH/DD/BG

SATURDAY



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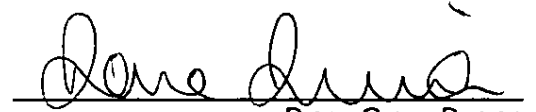
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COMPANIES HOUSE

MPH Electrical (Stoke-on-Trent) Ltd
(In Liquidation)
Liquidator's Abstract of Receipts & Payments

Statement of Affairs		From 01/12/2011 To 30/11/2012
ASSET REALISATIONS		
	Cash at Bank	812 50
	Directors' contributions	6,044 88
	Bank Interest Net of Tax	0 15
		<u>6,857 53</u>
COST OF REALISATIONS		
	Specific Bond	30 00
	Preparation of S of A	5,000 00
	Office Holders Fees	450 00
	Office Holders Expenses	117 93
	Statutory Advertising	190 21
		<u>(5,788 14)</u>
UNSECURED CREDITORS		
(2,184 95)	Trade & Expense Creditors	NIL
(8,000 00)	Bank	NIL
(6,000 00)	HMRC - CIS Tax	NIL
(23,387 30)	HMRC - Corporation Tax	NIL
(64,824 03)	HMRC - VAT	NIL
		<u>NIL</u>
DISTRIBUTIONS		
(2 00)	Ordinary Shareholders	NIL
		<u>NIL</u>
(104,398.28)		<u><u>1,069.39</u></u>
REPRESENTED BY		
	Vat Receivable	190 00
	Bank 1 Current	879 39
		<u>1,069.39</u>


 Diane Grace Dunion
 Liquidator

MPH Electrical (Stoke-on-Trent) Ltd
(In Liquidation)
Supplementary Information

Registered Office / Home Address

Genesis Centre
18 Innovation Way
North Staffs Business Park
Stoke on Trent
ST6 4BF

Registered Number

05938663

Appointment Details

First Partner - Diane Grace Dunion
Genesis Centre
18 Innovation Way
North Staffs Business Park
Stoke on Trent
ST6 4BF
Appointment Date - 01/12/2011

Changes to Office Holders

None

Additional Information

N/A

Dividends / Distributions / Consigned Funds

Dividend Type	Date	Admitted	Paid	p in £
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No Dividends Paid

Unrealisable Assets

N/A

Details of Basis of Remuneration

Liquidator's remuneration is based on a time costs basis

Statement of Remuneration / Expenses
For period 01/12/2011 to 30/11/2012

Account	Incurred In Period	Accrued In Period For Last Period	Accrued In Period	Total In Period
Specific Bond	30 00	0 00	0 00	30 00
Preparation of S of A	5,000 00	0 00	0 00	5,000 00
Office Holders Fees	450 00	0 00	0 00	450 00

- **MPH Electrical (Stoke-on-Trent) Ltd**
(In Liquidation)
Statement of Remuneration / Expenses
For period 01/12/2011 to 30/11/2012

Account	Incurred In Period	Accrued In Period For Last Period	Accrued In Period	Total In Period
Office Holders Expenses	117 93	0 00	0 00	117 93
Statutory Advertising	190 21	0 00	0 00	190 21
	5,788 14	0 00	0 00	5,788 14

**MPH ELECTRICAL (STOKE-ON-TRENT) LIMITED
(IN CREDITORS VOLUNTARY LIQUIDATION)
LIQUIDATOR'S ANNUAL REPORT TO MEMBERS AND CREDITORS
FOR THE YEAR ENDING 30 NOVEMBER 2012**

STATUTORY INFORMATION

Company name	MPH Electncal (Stoke-on-Trent) Limited
Registered office	Genesis Centre, 18 Innovation Way, North Staffs Business Park, Stoke on Trent, ST6 4BF
Former registered office	70 Scott Lidgett Road, Stoke on Trent, Staffordshire, ST6 4NH
Registered number	05938663
Liquidator's name	Diane Grace Dunion
Liquidator's address	Genesis Centre, 18 Innovation Way, North Staffs Business Park, Stoke on Trent, ST6 4BF
Date of appointment	1 st December 2011

RECEIPTS AND PAYMENTS ACCOUNT

My Receipts & Payments Account for the period from 1 December 2011 to 30 November 2012 is attached

ASSETS

Contributions from the directors

The sum of £3,000 was received on 1 December 2011 and the sum of £3,044 88 was received on 22 February 2012 from Philip Holdcroft and Matthew Hassall respectively, the former directors, under the terms of an Indemnity to contribute to the costs of the Liquidation

Motor Vehicles

The Liquidator's initial report to creditors stated that a Renault Traffic van (reg WJ56 RXB), disclosed in the last company accounts, was subject to a hire agreement with Lombard North Central Plc and was accordingly not scheduled as an asset of the company

However under the terms of the agreement, once the agreement terminates any rebate of rentals due is paid from the net sale proceeds. In this connection, I received a cheque for £812 50

Interest Received

A small amount of interest has been received into the estate

I believe that the payments are self-explanatory

Assets Remaining Outstanding

No assets remain unrealised

LIABILITIES

Secured Liabilities

An examination of the company's mortgage register held by the Registrar of Companies, showed that the company has not granted any debentures

Preferential Creditors

There were no preferential creditors in this matter

The legislation requires that if the company has created a floating charge after 15 September 2003, a prescribed part of the company's net property (i.e. the money that would otherwise be available to the charge holder) should be ring-fenced for distribution to unsecured creditors. In this case there were no secured creditors and accordingly the prescribed part provisions do not apply

Crown Creditors

The statement of affairs included £94,211.33 owed to HM Revenue & Customs. HM Revenue & Customs' final claim of £28,447.32 in respect of corporation tax, NIC, PAYE, CIS subcontractor penalties and interest has been received together with a claim for £74,329.01 in respect of VAT.

Unsecured Creditors

The statement of affairs included 6 unsecured creditors with an estimated total liability of £104,396.28. I have received claims from 6 creditors at a total of £116,368.39.

HM Revenue & Customs claim in respect of VAT was £9,504.98 higher than was stated in the statement of affairs. However the claim received includes £8,974.20 in respect of default surcharges. At the time the statement of affairs was issued the liquidator was unaware of these additional charges.

LIQUIDATOR'S ACTIONS SINCE APPOINTMENT

A report of the Section 98 meeting was sent to all creditors and I have dealt with all creditor enquiries and claims received. This includes all staff claims and corresponding with the Redundancy Payments Office. All creditor information has also been maintained on IPS.

All assets have been realised and there are no future actions to be taken. A final meeting of creditors will be therefore convened imminently.

INVESTIGATION INTO THE AFFAIRS OF THE COMPANY

I undertook an initial investigation into the company's affairs to establish whether there were any potential asset recoveries or conduct matters that justified further investigation, taking account of the public interest, potential recoveries, the funds likely to be available to fund an investigation, and the costs involved.

There were no matters that justified further investigation in the circumstances of this appointment.

Within six months of my appointment as liquidator, I am required to submit a confidential report to the Secretary of State to include any matters which have come to my attention during the course of my work which may indicate that the conduct of any past or present director would make him unfit to be concerned with the management of the company. I would confirm that my report has been submitted.

PRE-APPOINTMENT REMUNERATION

The members and creditors previously authorised the payment of a fee of £5,000 plus VAT including disbursements and expenses for assistance with preparing the statement of affairs, producing and circulating the notices for the meetings of members and creditors prior to my appointment at a meeting held on 1

December 2011 The fee for the statement of affairs and meetings was paid from contributions made by the former directors and is shown in the enclosed receipts and payments account

LIQUIDATOR'S REMUNERATION

My remuneration was previously authorised by creditors at a meeting held on 1 December 2011 to be drawn on a time cost basis My total time costs to 30 November 2012 amount to £1,467 00, which have been charged at an average charge out rate of £186 88 I have drawn £450 00 to date A schedule of my time costs incurred to date is attached

A description of the routine work undertaken in the liquidation to date is as follows

- 1 Administration and Planning
 - Preparing the documentation and dealing with the formalities of appointment
 - Statutory notifications and advertising
 - Preparing documentation required
 - Dealing with all routine correspondence
 - Maintaining physical case files and electronic case details on IPS
 - Review and storage
 - Case bordereau
 - Case planning and administration
 - Preparing reports to members and creditors
 - Convening and holding meetings of members and creditors
- 2 Cashiering
 - Maintaining and managing the liquidator's cashbook and bank account
 - Ensuring statutory lodgements and tax lodgement obligations are met
- 3 Creditors
 - Dealing with creditor correspondence and telephone conversations
 - Preparing reports to creditors
 - Maintaining creditor information on IPS
 - Reviewing and adjudicating on proofs of debt received from creditors
- 4 Investigations
 - Review and storage of books and records
 - Prepare a return pursuant to the Company Directors Disqualification Act
 - Conduct investigations into suspicious transactions
 - Review books and records to identify any transactions or actions a liquidator may take against a third party in order to recover funds for the benefit of creditors
- 5 Realisation of Assets
 - Liaising with the company's bank regarding the closure of the account
 - Corresponding with directors to recover contributions

A copy of 'A Creditors Guide to Liquidators' Fees' published by the Association of Business Recovery Professionals is available at the link www.r3.org.uk/media/documents/publications/professional/Guide_to_Liquidators_Fees.pdf An explanatory note which shows Dunion & Co's fee policy is attached hereto Please note that there are different versions for cases that commenced before or after 6 April 2010 and in this case you should refer to the post April 2010 version A hard copy of both documents can be obtained on request from the address below

I am required to draw creditors' attention to Rules 4.49E and 4.131 of the relevant Insolvency Rules (see attached)

LIQUIDATOR'S EXPENSES

My expenses to 30 November 2012 amount to £353 31 I have drawn £338 14 to date

The following expenses have been incurred but have not yet been paid

Type of expense	Amount of expense incurred/accrued to date	Amount still to be paid
Storage	£5 54	£5 54
Postage	£15 29	£4 29

The following category 2 disbursements have been incurred but have not yet been paid

Type of category 2 disbursement	Amount incurred/accrued to date	Amount still to be paid
Paper	£15 90	£4 95
Stationary	£4 37	£0 39

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.

DIVIDEND PROSPECTS

Secured creditors

There are no secured creditors in this matter.

Preferential creditors

There are no preferential creditors in this matter.

Floating charge creditors

There are no floating charge creditors in this matter.

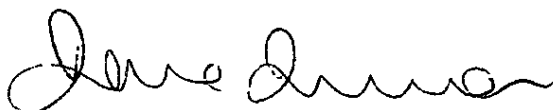
Unsecured creditors

There will be no dividend to unsecured creditors in this matter.

SUMMARY

All outstanding matters have now been concluded and final meetings of members and creditors are to be convened imminently.

Should you have any queries regarding this matter please contact Ben Gray on 01782 366040



Diane Grace Dunion
LIQUIDATOR

INFORMATION RELATING TO THE LIQUIDATORS FEES AND EXPENSES

Guide to Liquidators Fees, Expenses and Disbursements

Time Recording

Staff Grade	Charge out Rate per hour from 1 Oct 2011 to 31 March 2012	Charge out Rate per hour from 1 April 2012
Office-holder/ Practitioner	250	250
Manager	190	190
Senior Administrator	175	165
Administrator	150	140
Admin Assistant	125	115

Time is recorded in units of 0.10 of an hour (i.e. 6 minute units)

Matters of particular complexity requiring responsibility of an exceptional kind will be dealt with by the Insolvency Practitioner personally or her senior staff. Where possible and in order to maximise cost effectiveness of the work performed, the routine administration of the case is carried out by administrators under the supervision of managers and/or the Insolvency Practitioner.

All charge-out rates are subject to periodic review. Any material amendments to charge-out rates shall be advised to Creditors (or the creditors' committee, if appropriate) in subsequent statutory reports.

Expenses & Disbursement Costs

Where the Insolvency Practitioner in the firm acts as office-holder of an insolvent estate, the firm will seek to re-charge these costs (plus VAT where applicable). In such cases, to comply with Statement of Insolvency Practice 9 (SIP9), the standard disbursement cost and expense re-charge calculation will be based upon Dunion & Co Insolvency Practitioners standard policy which is as follows -

Category 1 Disbursements

This relates to expenditure directly related to a particular insolvent estate. These expenses are re-charged to the individual case at cost as they are incurred. Creditor approval is not required for Category 1 disbursements.

These costs will include -

Statutory Advertising	As per advertisers/agents invoice
Statutory Bonding	Charged at cost

Post-redirection	Charged at cost
Courier	Charged at cost
Postage	Based on current first class postal charges based on the weight of the circular All outgoing post is to be logged and recorded by case
Storage	Pro rata per number of boxes per storage charge invoice An external storage provider provides this facility to the firm Current charges are £1 90 for the box and £3 64 per box per annum storage
Land Registry Searches	As per Land Registry invoice
Companies House Search	As per Companies House invoice
Travel	Charged at cost for public transport, taxis and car parking
Room Hire	£30-£75 per room per meeting This is the cost of hiring a meeting room at the Genesis Centre, 18 Innovation Way, North Staffs Business Park, Stoke on Trent, ST6 4BF The amount charged depends on the size of room hired

Category 2 Disbursements

This relates to expenditure which may be directly related to the insolvent estate, or where the costs is apportioned or allocated over a number of such cases and estimates are used in the calculation Such disbursements require creditor approval

These costs will include -

Photocopying/paper	15 pence per sheet – irrespective of size										
Fax	60 pence per page sent										
Stationery	<table> <tr> <td>Lever arch files</td><td>£1 56 each</td></tr> <tr> <td>1-20 dividers</td><td>£4 37 each</td></tr> <tr> <td>Multi punched pockets</td><td>£0 03 each</td></tr> <tr> <td>C5 window envelopes</td><td>£0 04 each</td></tr> <tr> <td>C4 (A4 unfolded) window envelopes</td><td>£0 08 each</td></tr> </table>	Lever arch files	£1 56 each	1-20 dividers	£4 37 each	Multi punched pockets	£0 03 each	C5 window envelopes	£0 04 each	C4 (A4 unfolded) window envelopes	£0 08 each
Lever arch files	£1 56 each										
1-20 dividers	£4 37 each										
Multi punched pockets	£0 03 each										
C5 window envelopes	£0 04 each										
C4 (A4 unfolded) window envelopes	£0 08 each										
Travel	45 pence per mile which is the cost reimbursed to staff of Dunion & Co Limited for the cost of petrol and the use of their own vehicle for business purposes										
Telephone	Conference and international calls are charged at cost										

Additional Notes

Fax charges	Based on the average costs involved in the use of fax machine consumables (toner cartridges, maintenance etc) and line costs
Photocopies	Based on the average costs of machine consumables (toner cartridges, maintenance etc) and paper

All the above costs are subject to amendment by the firm at any time, and if amended will be notified annually

Time Entry - SIP9 Time & Cost Summary

020MPH - MPH Electrical (Stoke-on-Trent) Ltd
Project Code POST
From 01/12/2011 To 30/11/2012

Classification of Work Function	Partner	Manager	Other Senior Professionals	Assistants & Support Staff	Total Hours	Time Cost (£)	Average Hourly Rate (£)
Admin & Planning	0.00	0.00	0.00	0.70	0.70	102.00	145.71
Case Specific Matters	1.50	0.00	1.20	1.65	4.35	795.00	182.76
Creditors	0.00	0.00	1.00	0.00	1.00	175.00	175.00
Investigations	1.30	0.00	0.00	0.50	1.80	395.00	219.44
Marketing	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Non Chargeable	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Realisation of Assets	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Trading	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Total Hours	2.80	0.00	2.20	2.85	7.85	1,467.00	186.88
Total Fees Claimed						0.00	
Total Disbursements Claimed						0.00	

**MPH Electrical (Stoke-on-Trent) Ltd
(In Liquidation)**

**Liquidator's Abstract Of Receipts And Payments
To 30 November 2012**

RECEIPTS	Statement of Affairs (£)	Total (£)
Cash at Bank		812 50
Directors' contributions		6,044 88
Bank Interest Net of Tax		0 15
		<hr/>
		6,857 53
		<hr/>
PAYMENTS		
Specific Bond		30 00
Preparation of S of A		5,000 00
Office Holders Fees		450 00
Office Holders Expenses		117 93
Statutory Advertising		190 21
Trade & Expense Creditors	(2,184 95)	0 00
Bank	(8,000 00)	0 00
HMRC - CIS Tax	(6,000 00)	0 00
HMRC - Corporation Tax	(23,387 30)	0 00
HMRC - VAT	(64,824 03)	0 00
Ordinary Shareholders	(2 00)	0 00
		<hr/>
		5,788 14
		<hr/>
Net Receipts/(Payments)		1,069 39
		<hr/>
MADE UP AS FOLLOWS		
Vat Receivable		190 00
Bank 1 Current		879 39
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		1,069 39
		<hr/>

Rule 4.49E of the Insolvency Rules 1986

4.49E Creditors' and members' request for further information

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 members' 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 r.4.49E(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 an application by more than one member) of the progress report where it is required by Rule 4.108, and
- (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 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 the information

4.49E(4) (Application to Court by creditors and members) Any creditor, and any member of the company in a members' voluntary 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 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 provided for in Rule 4 131(1B) or 4 148C(2) by such further period as the Court thinks just

4.49E(6) (Non application to official receiver) This Rule does not apply where the liquidator is the official receiver

Amendments to Rule 4 131

222 —(1) Rule 4 131 (creditors' claim that remuneration is excessive) is amended as follows

(2) In the heading, after "is" insert "or other expenses are"

(3) For paragraph (1) substitute—

"(1) Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court, may apply to the court for one or more of the orders in paragraph (4)

(1A) Application may be made on the grounds that—

(a) the remuneration charged by the liquidator,

(b) the basis fixed for the liquidator's remuneration under Rule 4 127, 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

(1B) The application must, subject to any order of the court under Rule 4 49E(5), be made no later than 8 weeks (or, in a case falling within Rule 4 108, 4 weeks) after receipt by the applicant of the progress report, or the draft report under Rule 4 49D, which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report") "

(4) In paragraph (2)—

(a) for "an *ex parte*" substitute "a",

(b) for "7" substitute "5 business ",

(c) at the end of the first sentence add, "but which is without notice to any other party"

(5) For paragraph (4) substitute—

"(4) 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 "

New Rules after Rule 4 131

New Rules after Rule 4.131

223 After Rule 4.131 insert—

"4 131A Review of remuneration

(1) Where, after the basis of the liquidator's remuneration has been fixed, there is a material and substantial change in the circumstances which were taken into account in fixing it, the liquidator may request that it be changed

(2) The request must be made—

(a) where the liquidation committee fixed the basis, to the committee,

(b) where the creditors fixed the basis, to the creditors,

(c) where the court fixed the basis, by application to the court,

(d) where the remuneration was determined by application of the realisation scale under Rule 4 127A, to the liquidation committee if there is one or otherwise to the creditors,

and subject to paragraph (3), Rules 4 127 to 4 131 apply as appropriate

(3) Where Rule 4 129A is applied in accordance with paragraph (2) of this Rule, ignore the words "in which the administrator had not requested an increase under Rule 2 107"

(4) Any change in the basis for remuneration applies from the date of the request under paragraph (2) and not for any earlier period

(5) This Rule does not apply where the liquidator is the official receiver

4.131B Remuneration of new liquidator

(1) If a new liquidator is appointed in place of another, any determination, resolution or court order in effect under the preceding provisions of this Section of this Chapter immediately before the former liquidator ceased to hold office continues to apply in respect of the remuneration of the new liquidator until a further determination, resolution or court order is made in accordance with those provisions

(2) This Rule does not apply where the new liquidator is the official receiver

4.131C Apportionment of set fee remuneration

(1) In a case in which the basis of the liquidator's remuneration is a set amount under Rule 4 127(2)(c) and the liquidator ("the former liquidator") ceases (for whatever reason) to hold office before the time has elapsed or the work has been completed in respect of which the amount was set, application may be made for determination of what portion of the amount should be paid to the former liquidator or the former liquidator's personal representative in respect of the time which has actually elapsed or the work which has actually been done

(2) Application may be made—

(a) by the former liquidator or the former liquidator's personal representative within the period of 28 days beginning with the date upon which the former liquidator ceased to hold office, or

(b) by the liquidator for the time being in office if the former liquidator or the former liquidator's personal representative has not applied by the end of that period

(3) Application must be made—

(a) where the liquidation committee fixed the basis, to the committee,

(b) where the creditors fixed the basis, to the creditors for a resolution determining the portion,

(c) where the court fixed the basis, to the court for an order determining the portion

(4) The applicant must give a copy of the application to the liquidator for the time being in office or to the former liquidator or the former liquidator's personal representative, as the case may be ("the recipient")

(5) The recipient may within 21 days of receipt of the copy of the application give notice of intent to make representations to the liquidation committee or the creditors or to appear or be represented before the court, as the case may be

(6) No determination may be made upon the application until expiry of the 21 days referred to in paragraph (5) or, if the recipient does give notice of intent in accordance with that paragraph, until the recipient has been afforded the opportunity to make representations or to appear or be represented, as the case may be

(7) If the former liquidator or the former liquidator's personal representative (whether or not the original applicant) considers that the portion determined upon application to the liquidation committee or the creditors is insufficient, that person may apply—

(a) in the case of a determination by the liquidation committee, to the creditors for a resolution increasing the portion,

(b) in the case of a resolution of the creditors (whether under paragraph (1) or under sub-paragraph (a)), to the court for an order increasing the portion,

and paragraphs (4) to (6) apply as appropriate "