In accordance with Rule 18 6 of the Insolvency (England & Wales) Rules 2016.

# AM10

### Notice of administrator's progress report



THURSDAY



A15

30/04/2020

#97

1	Company details	
Company number	0 6 9 1 9 0 6 8	→ Filling in this form Please complete in typescript or in
Company name in full	JR Travel Ltd	bold black capitals.
2	Administrator's name	
Full forename(s)	Edward	
Surname	Kerr	
3	Administrator's address	
Building name/number	Regent House	
Street	Clinton Avenue	
Post town	Nottingham	
County/Region		
Postcode	NG5 1AZ	
Country		
4	Administrator's name ●	
Full forename(s)	Danny	O Other administrator
Surname	Dartnaill	Use this section to tell us about another administrator.
5	Administrator's address ®	
Building name/number	Regent House	Other administrator
Street	Clinton Avenue	Use this section to tell us about another administrator
Post town	Nottingham	
County/Region		
Postcode	NG5 1AZ	
Country		

### AM10 Notice of administrator's progress report

6	Period of progress report		
From date	0 5 7 7 9		
To date	0 4 0 4 0 7 70		
7	Progress report		
	☐ I attach a copy of the progress report		<del></del>
8	Sign and date		
Administrator's	Signature A a A		
signature	×	×	
Signature date	d   d   0   m   d   12   Y   Y   O   2   Y   O   O   O   O   O   O   O   O   O		

#### **AM10**

Notice of administrator's progress report

**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. **Danny Dartnaill BDO LLP** Address 5 Temple Square **Temple Street** Liverpool County/Region Postcode 2 Country 01512 374 500 Checklist We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the

The company name and number match the information held on the public Register.
 You have attached the required documents.

You have signed the form.

following:

#### 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

# JR Travel Ltd (in Administration) Joint Administrators' Summary of Receipts & Payments

Statement of Affairs		From 05/10/2019 To 04/04/2020	From 05/10/2018 To 04/04/2020
£		£	
	FIXED CHARGE ASSETS		
45,000.00	Freehold Land & Property	172,500.00	572,500.00
NIL	Property Improvements	NIL	NIL
	HMO Rent	NIL	<u> 16,579.46</u>
		172,500.00	589,079.46
	FIXED CHARGE COSTS		
	Irrecoverable VAT	2,288.98	7,438.15
	Administrators' Fees	20,000.00	35,000.00
	Legal Fees & Disbs	3,039.00	6,593.00
	HMO Expenses	NIL	7,832.95
	Agents' Fees & Disbs	3,018.75	10,438.75
	Valuation Costs	NIL	1,289.50
	Council Tax	NIL	1,185.37
	Insurance	18.66	2,697.27
	HMO Managing Agents Fees	NIL	1,905.43
	Commercial Property Expenses	324.94	2,090.09
	, , ,	(28,690.33)	(76,470.51)
	FIXED CHARGE CREDITORS	, , ,	, , , , , , , , , , , , , , , , , , , ,
48,085.43)	ThinCats	212,608.95	512,608.95
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		(212,608.95)	(512,608.95)
	HP ASSETS	(===,===,	(=,- = = - · · · )
70,160.00	Motor Vehicles	NIL	NIL
02,240.00)	HP/Leasing Companies	NIL	NIL
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	in recasing companies	NIL	NIL
	ASSET REALISATIONS	1412	.412
52,764.00	Book debts	645.94	56,577.95
9,276.16	Cash at Bank	NIL	7,924.84
2,371.00	Cash in Hand	NIL	2,371.14
2,371.00	Interest Gross	221.61	489.53
35,000.00		14,500.00	
250.00	Motor Vehicles		40,475.00
250.00	Office Furniture & Equipment	NIL	NIL 1 174 25
	Rates Refund	NIL NIL	1,174.35 123.19
	Refund of Bank Overcharges		
NIL	Telephone Number	NIL	600.00
NIL	VAT Refund	NIL	NIL
	COST OF BEALICATIONS	15,367.55	109,736.00
	COST OF REALISATIONS	NIII	450.00
	Accountants' Fees	NIL F 200 20	150.00
	Administrators' Pre Appointment Costs	5,000.00	5,000.00
	Administrators' Disbursements	NIL	279.00
	Administrators' Fees	30,000.00	30,000.00
	Bank Charges	6.00	39.85
	Chattel Agents' Fees & Disbs	NIL	10,000.00
	ERA Services Fees	NIL	1,445.00
	Insurance	NIL	2,091.04
	Irrecoverable VAT	(77.43)	NIL
	Legal Fees & Disbs	2,500.00	8,661.00
	PR Consultancy Fees	NIL	1,550.00
	Preparation of S.of A.	NIL	1,500.00
		(37,428.57)	(60,715.89)
	PREFERENTIAL CREDITORS	•	, ,
	Wages & Holiday Pay	NIL	NIL
8,981.16)	Mages at Holiday Fay	1116	7 11 L

# JR Travel Ltd (In Administration) Joint Administrators' Summary of Receipts & Payments

Statement of Affairs		From 05/10/2019 To 04/04/2020	From 05/10/2018 To 04/04/2020
£		<b>_</b>	f
	UNSECURED CREDITORS		
(700,000.00)	Deferred Consideration	NIL	NII
(33,627.74)	Employees Redundancy & Notice	NIL	NIL
(350,043.00)	Trade & Expense Creditors	NIL	NII
, , , , , , , , , , , , , , , , , , , ,	<b>F</b>	NIL	NIL
	DISTRIBUTIONS		
(100.00)	Ordinary Shareholders	NIL	NIL
<b>,</b> ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	•	NIL	NIL
1,238,256.17)		(90,860.30)	49,020.11
,	REPRESENTED BY		
	Floating Current Account		37,612.65
	Input VAT		10,500.00
	Output VAT		(900.00)
	Vat Control Account		1,807.46
			49,020.11



Tel: +44 (0)151 237 4500 Fax: +44 (0)151 237 4545 www.bdo.co.uk 5 Temple Square Temple Street Liverpool L2 5RH

TO ALL KNOWN CREDITORS

30 April 2020

Our Ref 00287138/EK/DF/C2

Please ask for David Forster 0151 237 4530 Email BRCMT@bdo.co.uk

Dear Madams/Sirs

#### JR Travel Ltd - In Administration ('the Company')

It is now eighteen months since my appointment in respect of the Company. In accordance with Rule 18.6 of the Insolvency (England and Wales) Rules 2016, I am reporting the progress made in implementing the approved proposals and achieving the statutory purpose of the Administration, for the period from 5 October 2019 to 4 April 2020 ('the Period').

This report should be read in conjunction with the Joint Administrators' proposals issued on 28 November 2018 and my previous reports.

#### 1 Statutory Information

The Joint Administrators are Danny Dartnaill (officeholder number: 10110) and Edward Kerr (officeholder number: 9021), both of BDO LLP, Regent House, Clinton Avenue, Nottingham NG5 1AZ, and they were appointed in respect of the Company on 5 October 2018.

Under the provisions of paragraph 100(2) of Schedule B1 to the Insolvency Act 1986, the Joint Administrators carry out their functions jointly and severally, meaning any action can be done by one Administrator or by both of them.

The Joint Administrators were appointed by the directors of the Company, pursuant to Paragraph 22 of Schedule B1 to the Insolvency Act 1986. The Administration proceedings are dealt with in the High Court of Justice, Business & Property Courts of England and Wales, Insolvency and Companies List (Chd), and the Court case number is 008226 of 2018.

The Company's registered office is situated at Regent House, Clinton Avenue, Nottingham, NG5 1AZ and the registered number is 06919068

#### 2 Receipts & Payments

I attach for your information a summary of my receipts and payments for the Period. The account shows a balance in hand of £49,020.

#### 2.1 Receipts

The receipts shown are largely self-explanatory, although I would comment specifically on:

BDO LLP, a UK limited liability partnership registered in England and Wales under number OC305127, is a member of BDO International Limited, a UK company limited by guarantee, and forms part of the international BDO network of independent member firms. A list of members' names is open to inspection at our registered office, 55 Baker Street, London W1U 7EU BDO LLP is authorised and regulated by the Financial Conduct Authority to conduct investment business.



#### **Fixed Charge Receipts**

#### Freehold Land & Property

As previously reported, the Company's freehold land and property consisted of a seven bedroom house of multiple occupation ('HMO'), known as Copdock House, and an office block with yard, known as Little Copdock House ("Site 1").

Land surrounding Little Copdock House ("Site 2") has been sold during the Period for £172,500. The Company's property is discussed further in section 4.

#### Floating Charge Receipts

#### **Book Debts**

Book debts totalling £646 have been realised during the Period. Additional details regarding the book debt collection is provided in section 4.

#### **Motor Vehicles**

During the Period, realisations totalling £14,500 have been received in respect of sales of motor vehicles. Additional details are provided in section 4.

#### Interest Gross

Bank interest of £222 has been received during the Period on the funds held in the Administration bank account.

#### 2.2 Payments

#### **Fixed Charge Payments**

#### Irrecoverable VAT

Irrecoverable VAT of £2,289 has been incurred during the Period.

As previously reported there is no option to tax in respect of the HMO and Little Copdock House properties and, therefore, as no VAT was charged on the sale in the Period, the VAT on professional fees relating to that sale is irrecoverable.

#### Insurance

During the Period, the Company made a payment totalling £19 to JLT Specialty Limited in respect of insurance.

#### Commercial Property Expenses

Services relating to Little Copdock House of £325 have been paid during the Period.

#### **Bank Charges**

The sum of £6 has been incurred in respect of bank charges.



#### Floating Charge Payments

The payments made in relation to agents fees, legal fees and Joint Administrators' pre and post appointment fees are discussed in further detail later in my report.

#### 3 Costs in the Administration

A summary of the professional fees and other expenses which have been paid in the Period is shown below:

Professional Fees and Expenses	£
Legal Fees & Disbursements -	3,039
Howes Percival [Fixed Charge]	
Legal Fees & Disbursements -	2,500
Howes Percival [Floating Charge]	
Agents Fees & Disbursements -	3,019
Fenn Wright [Fixed Charge]	
Total	8,558

#### Legal Fees & Disbursements - Howes Percival LLP

Legal fees totalling £5,539 have been paid to Howes Percival LLP during the Period in relation to providing legal assistance in the Administration.

The fees charged by the solicitors have exceed the original estimate to the Joint Administrators. This is due, in the main, to work undertaken in respect of the recovery of outstanding sums due to the Administrators, the majority of which has now been received.

#### Agents Fees & Disbursements - Fenn Wright

Fenn Wright have been paid £3,019 during the Period in relation to the advice provided during the sale of Site 2. Further detail is provided in section 4.

I can confirm that the agent's fees are in line with their original estimate to the Joint Administrators.

#### 4 Assets

#### **Property**

As previously reported the Company's property consisted of two adjoining sites. Site 1 was sold on 6 June 2019, realising £400,000.

An offer of £172,500 for Site 2, a large parking compound adjoining Site 1, was received from an unconnected party and was accepted on the advice of the Administrators' agents, Fenn Wright. The sale completed on 14 October 2019 and the consideration of £172,500 was received in full.



#### **Vehicles**

Knighton Evans confirmed that a vehicle subject to a finance agreement had a value over and above the sum due to settle the finance on the same. A novation of this agreement was agreed in exchange for a payment of £4,500 plus VAT, totalling £5,400.

In addition, an offer from the directors, of £26,000 plus VAT (where applicable), for six of the ten owned vehicles was accepted. Of this, £12,000 remained outstanding, following an allegation that it had been remitted to the incorrect account.

Howes Percival LLP have assisted the Administrators in pursuing the outstanding monies totalling £17,400, above. During the Period, payments totalling £15,400 (including VAT, where appropriate) have been received. The balance of £2,000 is to be received.

#### **Book Debts**

After review of the book debts, a balance of £65,955 was identified for the Joint Administrators to pursue.

Book Debts collected to date total £56,578. The Joint Administrators continued to chase the unpaid debts during the Period, with the sum of £646 received. It is not anticipated that there will be any further recovery from the debtors.

#### Other Assets

I can confirm that there are no assets of a peculiar or special nature which cannot be sold. Consequently there has been no distribution of unsold assets to creditors, as mentioned in Rules 18.10/14.13 of the Insolvency (England & Wales) Rules 2016.

#### 5 Future of the Administration

The Joint Administrators are continuing to manage the affairs, business and property of the Company with a view to making a distribution to the preferential creditors, should asset realisations be sufficient.

Once all realisations in the Company have been realised and all the necessary clearance has been obtained the Joint Administrators will look to dissolve the Company in line with the Joint Administrators approved Proposals.

#### 6 Investigations

The Joint Administrators have a duty to investigate the affairs of the Company and also the conduct of the directors and in respect of the latter, to submit a confidential statutory report to the Secretary of State. I confirm that a report has been submitted.

A review of the Company's affairs and assets to establish whether there are any actions that can be pursued for the benefit of the creditors is still ongoing.

If any investor or creditor holds any information that they wish to bring to our attention, which may assist us in the Administration or which they believe merits further information, they should contact the Joint Administrators c/o BDO LLP, 5 Temple Square, Temple Street, Liverpool, L2 5RH.



#### 7 Extension of Administration

The secured and preferential creditors approved an extension of the Administration and it will automatically end on 4 October 2020.

The Joint Administrators will review the Company's position closer to this time to determine if an application to the Court for an extension of the Administration will be required, however this is not currently anticipated.

#### 8 Prospects for Creditors

#### **Secured Creditors**

The Company has the following secured creditors:

Name	Charge Date	Details
ThinCats Loan Syndicate Ltd ('ThinCats')	Created 17/12/2015 Created 03/11/2015 Created 03/11/2015	General charge containing fixed charge, floating charge and negative pledge.
ESO Capital Partners UK LLP ("ESO")	Created 17/12/2015 Created 03/11/2015 Created 03/11/2015	General charge containing fixed charge, floating charge and negative pledge.

As at the date of Administration, the secured creditors were owed £848,085 (principal and interest).

Distributions totalling £512,609 have been made to the secured creditors with a second and final distribution of £212,609 paid during the Period. There will be no further distribution to the secured creditors.

#### **Preferential Creditors**

Preferential claims include monies owed to former employees in respect of arrears of wages and accrued holiday pay as at the date of Administration.

The Joint Administrators have received the final claim from the Redundancy Payments Service totalling £43,675.

There are insufficient funds to allow a dividend to the preferential creditors in this matter.

#### **Unsecured Creditors**

The directors Statement of Affairs estimated unsecured creditor claims of £1,115,751.



To date the Joint Administrators have received a total claims of £401,549 in unsecured creditor claims in relation to the Company.

There will not be sufficient funds to enable a return to the unsecured creditors. In accordance with Rule 14.37 of the insolvency (England and Wales) Rules 2016, I enclose a Last Notice to Creditors about Dividend, confirming that there are no funds remaining to declare any further dividend to any class of creditor in this matter.

#### **Prescribed Part**

Under the provisions of Section 176A of the Insolvency Act 1986, the Joint Administrators must state the amount of funds available to unsecured creditors in respect of the prescribed part. This provision only applies where a company has granted a floating charge to a creditor after 15 September 2003.

The Company had granted a floating charge after this date. The Joint Administrators estimate that, after allowing for costs of the Administration, the value of the Company's net property will be nil, and therefore the Prescribed Part will not apply.

#### 9 Pre-Appointment Costs

The Joint Administrators' proposals included provision for pre-appointment costs as set out below:

- (i) The fees charged by the Joint Administrators;
- (ii) The expenses incurred by the Joint Administrators;
- (iii) The fees charged (to the Joint Administrators' knowledge) by any other person qualified to act as an insolvency practitioner.

	Costs Incurred (£)	Payments Received (£)	Costs Outstanding (£)
(i)	13,795	5,000	8,795
(ii)	3,959	3,039	920
(iii)	Nil	Nil	Nil
TOTAL	17,754	8,039	9,715

#### (i) The fees charged by the Joint Administrators

Total costs incurred amount to £13,795, which included the following work:

- Planning of the Administration;
- Liaising with the directors and obtaining up to date financial information;
- Liaising with the stakeholders, including ESO and ThinCats;
- Liaising with solicitors in relation to the appointment; and
- The formalities of the appointment itself.

During the Period £5,000 plus VAT was drawn in respect of Joint Administrators Pre Appointment Costs as shown on the enclosed Receipts and Payments account. There are insufficient funds to pay the remaining, outstanding pre-appointment costs, which will be written off.



#### (ii) The expenses incurred by the Joint Administrators

In addition, legal costs totalling £3,958 have been incurred in relation to advice provided prior to the Administration. Disbursements of £92 in respect of Court fees and costs regarding swearing the appointment notice were also incurred.

The expenses in respect of other professional fees are reasonable and have been necessary in preparation for the Administration.

(iii) the fees charged (to the Joint Administrators' knowledge) by any other person qualified to act as an insolvency practitioner (and, if more than one, by each separately)

The Joint Administrators are not aware of any other person qualified to act as an insolvency practitioner having acted in relation to the Company immediately preceding the appointment of the Joint Administrators.

The Joint Administrators pre-appointment costs and legal costs, as detailed above, have been approved by the secured and preferential creditors.

#### 10 Joint Administrators' Remuneration

The Joint Administrators were obliged to fix their remuneration in accordance with Rule 18.16. This permits remuneration to be fixed either:

- (1) As a percentage of the assets realised and distributed; and/or
- (2) By reference to the time the Joint Administrators and the staff have spent attending to matters in the Administration; and/or
- (3) As a set amount; and/or
- (4) As a combination of the above.

The Joint Administrators' remuneration has been approved on a time costs basis as set out in the original Fees Estimate.

During the Period, the Joint Administrators have received £20,000 from fixed charge funds in relation to the sale of the HMO and Little Copdock House as agreed with ThinCats. This is shown on the enclosed Receipts and Payments account. During the course of the Administration, a total of £35,000 has been paid to the Joint Administrators from fixed charge funds.

In addition, during the Period, the Joint Administrators have drawn £30,000 in respect of remuneration as shown on the enclosed Receipts and Payments account.

I attach two schedules detailing the time costs incurred to date. The first schedule covers the Period. This records time costs of £17,953, which represents 92 hours, spent at an average charge out rate of £196 per hour.

The second schedule covers the whole period of appointment and records time costs of £267,770, which represents 1,152 hours spent at an average charge out rate of £232 per hour.



I also attach the Joint Administrators' Fees Estimate annotated with a column showing the time costs accrued in respect of each activity together with a detailed description of the work undertaken.

For guidance, I enclose a document that outlines the policy of BDO LLP in respect of fees and disbursements.

#### 11 Disbursements

Where disbursements are recovered in respect of precise sums expended to third parties there is no necessity for these costs to be authorised. These are known as category 1 disbursements. Since my last report, no category 1 disbursements have been incurred.

Some Administrators recharge expenses, for example printing, photocopying and telephone costs, which cannot economically be recorded in respect of each specific case. Such expenses, which are apportioned to cases, require the approval of the creditors before they can be drawn, and these are known as category 2 disbursements.

The policy of BDO LLP in respect of this appointment is not to charge any category 2 disbursements with the exception of mileage on the basis of the mileage scale approved by HMRC, being 45p per mile unless otherwise disclosed to the creditors. No category 2 disbursements have been incurred during the Period.

Total disbursements of £871 have been incurred in the Administration as detailed below:

Statutory Bonding	200.00	-	200.00
Statutory Advertisement	79.00	-	79.00
Mileage	-	592.18	592.18
Total	279.00	592.18	871.18

To date, category 1 disbursement of £279 have been drawn. No category 2 disbursement have been drawn.

#### 12 Creditor rights and enquiries

Creditors with the concurrence of at least 5% in value of the unsecured creditors may within 21 days of this report request in writing further information regarding the remuneration and expenses set out in this report. In accordance with Rule 18.9(3) of the Rules within 14 days of a request we will provide further information or explain why further information is not being provided. Creditors may access information setting out creditors' rights in respect of the approval of the Joint Administrators' remuneration at <a href="https://www.bdo.co.uk/en-gb/insights/advisory/business-restructuring/creditors-guides">https://www.bdo.co.uk/en-gb/insights/advisory/business-restructuring/creditors-guides</a>.

Creditors with the concurrence of at least 10% of the creditors may apply to the court if they consider that the remuneration of the administrators, or the basis fixed for the remuneration of the administrator or expenses charged by the administrator are excessive (Rule 18.34 of the Rules). Such an application must be made within 8 weeks of receiving this report. The text of Rules 18.9 and 18.34 are set out at the end of this report.



The Joint Administrators are bound by the Insolvency Code of Ethics when carrying out all professional work relating to this appointment. A copy of the code can be found at <a href="https://www.icaew.com/technical/ethics/icaew-code-of-ethics/icaew-code-of-ethics/">https://www.icaew.com/technical/ethics/icaew-code-of-ethics/</a>

The Insolvency Service has established a central gateway for considering complaints in respect of Insolvency practitioners. In the event that you make a complaint to me but are not satisfied with the response from me then you should visit <a href="https://www.gov.uk/complain-about-insolvency-practitioner">https://www.gov.uk/complain-about-insolvency-practitioner</a> where you will find further information on how you may pursue the complaint.

If you require any further information please contact me or my colleague David Forster at BRCMT@bdo.co.uk.

Yours faithfully for and on behalf of JR Travel Ltd

Danny Dartnaill Joint Administrator

Authorised by the Institute of Chartered Accountants in England & Wales in the UK

**Enclosures** 

Receipts and Payments Account
SIP 9 Time Cost Report for the Period
SIP 9 Time Cost Report for the period of Administration
Fees Estimate to Accrued Time Companson
Last Notice to Creditors about Dividend
BDO LLP Policy in Respect of Fees and Disbursements
Statement of Creditors' Rights in respect of Fees and Disbursement

# JR Travel Ltd (In Administration) Joint Administrators' Summary of Receipts & Payments

atement f Affairs £		From 05/10/2019 To 04/04/2020 £	From 05/10/2018 To 04/04/2020
	FIXED CHARGE ASSETS	472 500 00	
5,000.00	Freehold Land & Property	172,500.00	572,500.00
NIL	Property Improvements	NIL	NIL 11 570 11
	HMO Rent	NIL	16,579.46
	ENTR COURSE COSTS	172,500.00	589,079.46
	FIXED CHARGE COSTS	2 222 22	<b>=</b> 425 45
	Irrecoverable VAT	2,288.98	7,438.15
	Administrators' Fees	20,000.00	35,000.00
	Legal Fees & Disbs	3,039.00	6,593.00
	HMO Expenses	NIL	7,832.95
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		(28,690.33)	(76,470.51)
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		(212,608.95)	(512,608.95)
	HP ASSETS		
,160.00	Motor Vehicles	NIL	NIL
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		NIL	NIL
	ASSET REALISATIONS	4.45.84	
2,764.00	Book debts	645.94	56,577.95
,276.16	Cash at Bank	NIL	7,924.84
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	Interest Gross	221.61	489.53
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250.00	Office Furniture & Equipment	NIL	NIL
	Rates Refund	NIL	1,174.35
	Refund of Bank Overcharges	NIL	123.19
	Telephone Number	NIL	600.00
NIL	VAT Refund	NIL	NIL 100 TO 100
	COST OF OCU IS ATIONS	15,367.55	109,736.00
	COST OF REALISATIONS	N for	450.00
	Accountants' Fees	NIL 5 000 00	150.00
	Administrators' Pre Appointment Costs	5,000.00	5,000.00
•	Administrators' Disbursements	NIL	279.00
	Administrators' Fees	30,000.00	30,000.00
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	Chattel Agents' Fees & Disbs	NIL	10,000.00
	ERA Services Fees	NIL	1,445.00
	Insurance	NIL (37, 43)	2,091.04
	Irrecoverable VAT	(77.43)	NIL 9 444 00
	Legal Fees & Disbs	2,500.00	8,661.00
	PR Consultancy Fees	NIL	1,550.00
	Preparation of S.of A.	NIL (27, 420, 57)	1,500.00
	BREEDENIELL CREDITORS	(37,428.57)	(60,715.89)
004.441	PREFERENTIAL CREDITORS		
981.16)	Wages & Holiday Pay	<u>NIL</u>	NIL
		NIL	NIL

# JR Travel Ltd (In Administration) Joint Administrators' Summary of Receipts & Payments

From 05/10/2018 To 04/04/2020 £	From 05/10/2019 To 04/04/2020 £		Statement of Affairs £
		UNSECURED CREDITORS	
NIL	NIL	Deferred Consideration	(700,000.00)
NIL	NIL	Employees Redundancy & Notice	(33,627.74)
NIL	NIL	Trade & Expense Creditors	(350,043.00)
NIL	NIL	Trade & Experies stockers	(000,0 10100)
		DISTRIBUTIONS	
NIL	NIL	Ordinary Shareholders	(100.00)
NIL	NIL	ordinary shareholders	()
49,020,11	(90,860.30)		1,238,256.17)
		REPRESENTED BY	.,,
37,612.65		Floating Current Account	
10,500.00		Input VAT	
(900.00)		Output VAT	
1,807.46		Vat Control Account	
49,020.11			

Summary of Time Charged and Rates Applicable for the Period From 05/10/2019 to 04/04/2020 00287138 JR Travel Limited Name of Assignment

	á	PARTNER	MANAGFR	GFR	ilssv	ASSISTANT	SFVIOR	OR .	ADMINISTRATOR	RATOR	OTHER STAFF	STAFF	CRAN	GRAND TOTAL	8.8
					NAN	MANAGER	ADMINISTRATOR	TRATOR							
Description	Hours	Total	Hour	Total	Hours	Fotal	Hours	Total	Hours	Total	Hours	Total	Hours	Total	બ
C. Planning and Stratery		7	140	3		3		અ		Ŧ		Cur	84.	£ 3	380.6
D. General Administration	0.20	102.20	8.80	2,985.60	27.1	3,760.50	2.60	140,50	28.50	2,172.45	0.10	11.60	57.45	9.172.85	159.6
F. Assets Realisation/Dealing			10.85	3,869,50	5.40	1,177.20							16.25	5,046.70	310.5
G. Employee Matters					850	06'611						_	95.0	119.90	218.0
H. Creditor Claims			1.70	646.00	1.10	239,80			•				2.80	885.80	316.3
1. Reporting			9£.1	467.90	4.70	1,024.60	1.10	144.10	8.50	406.75			12.60	2,043.35	162.1
J. Distribution and Closure					0.70	152.60							0.70	152.60	218.0
	0.20	102.20	24.05	8,501.00	29.70	6,474.60	3.70	284.60	34.00	2,579.20	0.10	11.60			
										Net Total	T		91.75	17,953.20	
										Secreta	Secretarial Expense			0.00	
										Orher I Billed	Other Disbursements Billed			0.00	
										Grand Total	Total			17,953.20	

Name of Assignment

JR Travel Limited

Detail of Time Charged and Rates Applicable for the Period From 05/10/2018 to 04/04/2020

	PAR	PARTYER	NY)	MANAGFR	ASSIS	ASSISTANT	7	SFNIOR	NIMOA	ADMINISTRATOR	OTH	OTHER STAFF	GRA	GRAND TOTAL
Description					NVN	MANAGER	ADMIN	ADMINISTRATOR						
:	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hour	Total	Hours	Total
		G.		u.		£		£		#		£		3
B. Steps on Appointment														
01. Review Appointment Validity					030	63 60							0.30	63 60
02 Statutors Decumentation	<u>8</u> -	533 00	99 \$	1,244 50	9	127.20	4 65	\$85,35	31 00	2,139 00			42.85	4,629 05
04 Mee Directors Debtors etc.	· ·				11 30	2,374 40							11 20	2,374 40
(M. Third Parts Discussions	150	799.50			2 10	448.20							360	1,244 70
07 Attendance at Premises			6 40	2,182,40	25 00	5,300 00	-:-						31.40	7,482 40
08 Detail Decumentation Review	<del></del> -				0 85	180.20				-			0.85	180 20
(9) Preparation of Proposals			2 30	256 00	0.85	180.20			9 50	655 50			12.65	07 168,1
10 Prepare Financial Data					080	09 691							0.80	09 691
11 Applications to Court					0.25	53.00							0.25	\$3.00
12. Setting up Internal Files					<u>.</u>	233 20							1.10	233 20
09 (the Matters			0 20	02 89			0.25	29.75					0.45	97 95
sub total . B. Steps on Appointment	2.50	1,332.50	14.50	4,051.10	43.05	9,126,60	4.90	615.10	40.50	2,794,56			105.45	17,919.80
C. Planning and Strategy			10 65	3,622 35	7.80	1,653,60							18 45	5.275 95
										_				

Name of Assignment JR Travel Limited

00287138

Detail of Time Charged and Rates Applicable for the Period From 05/10/2018 to 04/04/2020

	PARTVER	VER .	MAN	MANAGFR	ASSIS	ASSISTANT	35	SFVIOR	MIMON	ADMINISTRATOR	OTHE	OTHER STAFF	CRAN	GRAND TOTAL
Description					NYM	MAVAGER	ADMINI	ADMINISTRATOR						
	Ношт	Fotal	Hour	Total	Hours	Total	Hour	Total	Hours	Total	Hours	Total	Hours	Total
		£		3		£		3		<b>.</b>		ઝ		પ્ર
99 Other Matters					1 10	239,80							1.10	239 80
ub total - C. Planning and Strategy			10.65	3,622.35	8.90	1,893.40							19.55	5,515,75
D. General Administration														
01 Insurance Matters			0 70	240 70	20 30	4.314.70							21 00	4,555 40
02.147			25 01	1 508 80	23 80	0,138.00			0.0	20 10			3465	8,666 90
нз Таханоп			2 20	1,123 20	2.55	542 10							475	1,665 30
04 Instruct Liase Solicitors			560	301.45	391	784 00							8	1.085 45
05 Investigations			4 15	1,282.65	28 00	5,936,00							32.15	7,218 65
Oh Conduct Reports	06 	833.00	3.70	1,039,10	7 00	1.484 00							11.70	3,056 10
ff Receipts Payments Accounts	G.	315 40	4 60	1,115 80	22.55	4,837 30	3 50	200.85	S6 00	4,345,50	01.0	11 60	87.35	10.826 45
(IX Remuneration Issues	0.20	08 601	3.25	1,136 20	3.00	649 50							6.45	1,895 50
(N) Statution Matters	<del>9</del>	765.40	3.80	1,064 00	15.35	3,257 20	1.25	157 95					21.80	5,244.55
12 Press PR Matters			1 20	409 20	9 -	233 20			•				2.30	642.40
13 General Meetings					8	212.00							8 -	212.00
14 General Discussions				,	29.05	6,176.90							29 05	6.176 90

Name of Assignment JR Travel Limited 00287138

Detail of Time Charged and Rates Applicable for the Period From 05/10/2018 to 04/04/2020

	PARTAER	VER.	, KN	MANAGFR	ASSIS	ASSISTANT	.35	SFVIOR	ADMINI	ADMINISTRATOR	OTHE	OTHFR STAFF	GRA	GRAND TOTAL
Description					MAN	MANAGER	ADMINE	ADMINISTRATOR						
	Hour	Total	Hour	Total	Hours	Total	Hour	Тева	Hours	Total	Hours	Total	Hours	Total
		Ŧ		+1		अ		· F		<b>4</b>		44		44
15 Gen. Admin Correspondence	3.20	1,728 00	6.40	2.500.85	18 05	3,844 00	2 60	329 60	30 75	2,196,25	0 40	28 70	01.40	10.627 40
16 Maintain luternal Files			4 50	1,594 50	\$90	137 80		· .		-		<del></del>	5.15	1,732 30
99 Olier Matters					959	1.378 00							650	1,378 00
und total - D. General Administration	6.40	3,451.60	46.00	15,316,45	182.55	38,924.70	7.38	688.40	87.05	6.561.85	05.0	40.30	329.85	64,983.30
E. Avsets Realisation/Dealing			3.80	1,329 90									3.90	1,329 90
04 Agent Instruction Lusing			56.0	223 25	\$0.61	4,045 20		•					20 00	4,268 45
06 Property Related Matters	30.85	11 121 08	175 55	54,072.35	150 80	32,036 20							347.20	97,229 60
0" Debt Collection			5 40	1,800 20	42.10	8.930 30						<del></del>	47.50	10,730 50
08 Dealing with Chattel Assets	5 70	3,038 10	37.05	8,438   5	4 55	0469 70	-					•	37 30	12,445 95
190 Dealing with other Avens			6 40	2.111.25	6.55	1,397 00							56 21	3,508 25
10 HP Leaving Matters					23 15	4,907 80							23 15	4,907 80
14 Sale of Business Assets					- 1 95	413 40							2.5	413 40
99 (Aher Matters					2.40	508 80							2 40	508 80
sub total - E. Avers Realisation/Dealing	26.55	14.159.15	219.25	67,975.10	250.55	53,208.40							496.15	135,342.65

Name of Assignment

00287138

JR Travel Limited

Detail of Time Charged and Rates Applicable for the Period From 05/10/2018 to 04/04/2020

	PARTYER	\ER	¥	MANAGFR	ASSI	ASSISTANT	5	SFVIOR	INIMUY	ADMINISTRATOR	ОТИВ	OTHER STAFF	GRANI	GRAVD TOTAL
Description					MAN	MANAGER	VIMOV	ADMINISTRATOR						
	Hour	Total	Hours	Total	Hours	Total	Hours	Iotal	Hours	Total	Hours	Total	Hours	Total
		4		3		£		ų.		ઝ		ધન		3
G. Employ ee Matters  02 Dealing with Employees			80 +	1,096.00	7 20	1,526 40	0.25	31.75	0.55	39.05			12 00	2,643.20
(i) EPAManes			0.45	\$1.181	14 20	3,010 40				-			14 65	3,161.55
O4 Pension fistics			0.20	68 20	7.80	08 689'1							£	1.727 50
99 Other Matters			0.20	47 00	3.45	00 669							365	746 00
sub total - G. Emplos ee Matters			4.85	1,362,35	32.65	6,895.10	0.25	31.75	0.55	39.05			38.30	8.328.25
H. Creditor Claims  01. Validity of charges					0.10	2120							0.10	21.20
412. Secured Credition			16.05	5,453 05	\$6.6	2,128 90							36 00	56 1857
fit Preferential Creditors					3 20	06 769			1 00	71 00	- 400		4 20	265 90
14 Non-Preferential Creditors			0.4	1,447 45	2160	4,582.50			5 40	372.60			31.70	6,402.55
05 Deferred Creditors					0.45	95 40							0.45	95 40
sub total . H. Creditor Claims			20.75	6,900.50	35.30	7,522.90			6.40	443.60			62.45	14.867.00
1. Reporting (2) Stateston Reporting	3 10	0; 899'1	1300	3.922.20	13.35	2.830.20	1.35	163 15	27 15	1,920 10			58 28	56 £05'01
64. Reporting to Creditors			9 20	2,777.20	30 20	6,526 30			0 75	53.25			40 15	9 356.75

JR Travel Limited Name of Assignment

00287138

Detail of Time Charged and Rates Applicable for the Period From 05/10/2018 to 04/04/2020

	PAR	PARTYER	NAN	MANAGER	ASSI	ASSISTANT	5	SFNIOR	NIMOV	ADMINISTRATOR	OTH	OTHER STAFF	GRA	GRAND TOTAL
Description					VY	MANAGER	ADMIN	ADMINISTRATOR						
	Hours	Total	Ноега	Total	Hours	Total	Hours	Total	Hours	Total	Hours	Total	Hour	Total
		4		Ę,		ξ		3		3		3		τħ
(66 Reporting to other bodies	O.S. O	266 50											0.50	266 50
sub total - I. Reporting	3.60	1,934,80	22.20	6,699,40	43.56	9.356.50	1.25	163.15	27.90	1,973.38			05:86	20,127.20
J. Distribution and Closure 02 Distributions	8 -	533 00			0.70	152 60							07.1	09 5 60
sub total - J. Distribution and Closure	1.00	533.00		0.00	0.70	152.60							1.70	685.60
										Net Total	Fotal			267,769.55
										Secre	Secretarial Expense	<u>*</u>	•	0.00
										Othe	Other Disbursements	ents		0.00
										Billed	<b>-</b>			0.00
														20 070 076

Grand Total



#### JR Travel Ltd Fees Estimate to Accrued Time Comparison

Below is the original Fees Estimate annotated with a column showing the time costs accrued in respect of each activity.

#### Fees Estimate as at 26 November 2018 compared to accrued time to 4 April 2020

Joint Administrator's Fees		Total Hours	Blended Rate £	Estimated Fee £	Accrued Time £
Summary Activity		*		1	-
A. Pre Appointment Matters		60.70	256.89	13,795.00	13,795.00
	TOTAL			13,795.00	13,795.00
	•			,	
B. Steps on Appointment	1	105.45	194.00	20,564.00	17,919.80
C. Planning and Strategy		19.55	317.80	12,712.00	5,515.75
D. General Administration		329.85	230.79	49,620.00	64,983.30
E. Assets Realisation/Dealing		496.35	266.90	69,395.00	135,342.65
F. Trading Related Matters		0.00	0.00	0.00	0.00
G. Employee Matters		38.30	222.23	9,778.00	8,328.25
H. Creditor Claims		62.45	184.47	10,146.00	14,867.00
I. Reporting		98.50	225.60	28,200.00	20,127.20
J. Distribution and Closure		1.70	191.61	10,730.00	685.60
	TOTAL	1,152.15	234.35	211,145.00	267,769.55

You will note that accrued time exceeds the original Fees Estimate.

The costs incurred under the category of asset realisation are significantly in excess of the original estimate. A large amount of additional time has been expended in respect of the protracted sale process and of the sale of the Company's properties. In addition, complications in the sale of some of the chattel assets has also led to increased time costs.

As fees are limited to the level of realisations achieved, the final fees drawn will be significantly below the original Fees Estimate. Consequently, the Joint Administrators do not propose revising the Fees Estimate.

#### Detail of Work Undertaken

#### C: Planning and Strategy

This relates to time costs incurred by the Associate Director and their staff in managing/monitoring the case and reviewing the position, in line with internal BDO requirements. This ensures that all on-going matters are progressed efficiently and dealt with in a timely manner.

This work is primarily led by the Joint Administrators, with input from the rest of the team where appropriate.



Although there is no direct benefit to creditors, planning and strategy ensures that key issues are identified and resolved/progressed in an effective and efficient manner, allowing for an orderly progression of the case.

#### General Administration

General administration covers time costs incurred by the Joint Administrators and their staff in dealing with various matters arising in the Administration. This includes, but is not limited to, the following matters:

- Compiling and filing VAT returns:
- Reviewing Company tax position:
- Compiling and filing VAT returns:
- Dealing with insurance matters:
- Investigative work following the compliance request;
- Cashiering (processing receipts and payments, bank reconciliations, correspondence with the bank, updating the receipts and payments account);
- Dealing with remuneration matters;
- Securing and reviewing the books and records of the Company;
- Dealing with statutory matters required by the Rules;
- Work in relation to securing an extension of the original period of Administration;
- General case filing and maintaining internal files in line with BDO requirements;

The majority of this work requires a range of insolvency knowledge and experience, balanced with accounting and administrative skills. Due to the specific issues arising on this case, a significant amount of time has been incurred at assistant manager level.

The majority of points referred to above are requirements placed upon us pursuant to the Rules, BDO internal policies and accounting requirements (such as VAT returns, corporation tax returns etc). Although there is no specific benefit to creditors, we are required to deal with these matters as part of our day-to-day responsibilities in managing the case.

#### Asset Realisations/Dealing

This represents time costs incurred by the Joint Administrators and their staff in investigating, securing, and recovering the Company's assets in the Administration. As detailed in the report, there are various assets currently under investigation by the Administrators.

This work is generally led at associate director/manager level and assistant managers with suitable experience.

Work performed under this category benefits the body of creditors as it ensures the maximisation of asset recoveries and/or agrees strategy to mitigate costs of the same, ensuring the maximum funds are available for distribution.

#### **Employee Matters**

This involves corresponding and assisting the employees regarding submitted claims. Liaising with employees and the Redundancy Payments Service regarding claims and pension issues. Dealing with ad hoc queries.

#### **Creditor Claims**

During the Period this category relates mainly to work undertaken in relation to the claims of secured and preferential creditors, dealing with creditors' general correspondence and ad hoc queries.



It is important to deal with enquiries from creditors and provide updates where appropriate and ensures that all claims and queries are correctly dealt with. This work was led at manager level, supported by an assistant manager.

#### Reporting

Preparing periodic reports to creditors regarding the progress achieved, including preparation of receipts and payments accounts, a suitable analysis of time costs accrued and a review of actual costs and accrued costs against fees drawn.

The associate director/manager is responsible for leading the reporting and delegating production of the accounts, fee analysis and comparisons to assistant managers. Some of the basic accounting and analysis is conducted by case administrators, with the reports prepared and finalised by assistant managers and managers.

This is a statutory requirement and ensures that the creditors are kept up to date with case developments.

#### Distribution and Closure

A minimal amount of time costs has been incurred at partner level in dealing with the initial distribution to the secured creditor.



Last Notice to Creditors about Dividend (Rule 14.37 of the Insolvency (England and Wales) Rules 2016 ('the Rules')

JR Travel Ltd - In Administration ('the Company') Registered number: 06919068

In the Matter of the insolvency Act 1986

All of the Company's assets have been realised and the funds have already been distributed to the secured creditors and used to meet expenses of the insolvency proceedings. There are no funds remaining to declare any further dividend to any class of creditor.

The Joint Administrators are Danny Dartnaill (officeholder number: 10110) and Edward Kerr (officeholder number: 9021), both of BDO LLP, Regent House, Clinton Avenue, Nottingham NG5 1AZ. The Joint Administrators may also be contacted via David Forster at BRCMT@bdo.co.uk.

Danny Dartnaill Joint Administrator

Authorised by the Institute of Chartered Accountants in England & Wales in the UK



#### JR Travel Ltd - In Administration

In accordance with best practice I provide below details of policies of BDO LLP in respect of fees and expenses for work in relation to the above insolvency.

The current charge out rates per hour of staff within my firm who may be involved in working on the insolvency, follows:

GRADE	£
Partner	549
Manager	242-380
Assistant Manager	218
Senior Administrator	206
Administrator	119-185
Other Staff	73-77

This in no way implies that staff at all such grades will work on the case. The rates charged by BDO LLP are reviewed on a regular basis and are adjusted to take account of inflation and the firm's overheads.

Time spent on casework is recorded directly to the relevant case using a computerised time recording system and the nature of the work undertaken is recorded at that time. Units of time can be as small as 3 minutes. BDO LLP records work in respect of insolvency work under the following categories:-

Pre Appointment
Steps upon Appointment
Planning and Strategy
General Administration
Asset Realisation/Management
Trading Related Matters
Employee Matters
Creditor Claims
Reporting
Distribution and Closure
Other Issues.

Under each of the above categories the work is recorded in greater detail in sub categories. Please note that the 11 categories provide greater detail than the six categories recommended by the Recognised Professional Bodies who are responsible for licensing and monitoring insolvency practitioners.

Where an officeholder's remuneration is approved on a time cost basis the time invoiced to the case will be subject to VAT at the prevailing rate.

Where remuneration has been approved on a time costs basis a periodic report will be provided to any committee appointed by the creditors or in the absence of a committee to the creditors. The report will provide a breakdown of the remuneration drawn and will enable the recipients to see the average rates of such costs.

#### 1. Other Costs

Where expenses are incurred in respect of the insolvent estate they will be recharged. Such expenses can be divided into two categories.



#### 2. Category 1

This heading covers expenses where BDO LLP has met a specific cost in respect of the insolvent estate where payment has been made to a third party. Such expenses may include items such as advertising, couriers, travel (by public transport), land registry searches, fees in respect of swearing legal documents etc. In each case the recharge will be reimbursement of a specific expense incurred.

#### 3. Category 2

We propose to recover from the estate the cost of travel where staff use either their own vehicles or company cars in travelling connected with the insolvency. In these cases a charge of 45p per mile is raised which is in line with the HM Revenue & Customs Approved Mileage Rates (median - less than 10,000 miles per annum) which is the amount the firm pays to staff. Where costs are incurred in respect of mileage, approval will be sought in accordance with the Insolvency (England and Wales) Rules 2016 to recover this disbursement.

Where applicable, all disbursements will be subject to VAT at the prevailing rate.

BDO LLP 30 April 2020



Statement from the Insolvency (England and Wales) Rules 2016 regarding the rights of creditors in respect of the Joint Administrators' fees and expenses:

## Creditors' and members' requests for further information in administration, winding up and bankruptcy

- 18.9.—(1) The following may make a written request to the office-holder for further information about remuneration or expenses (other than pre-administration costs in an administration) set out in a progress report under rule 18.4(1)(b), (c) or (d) or a final report under rule 18.14—
  - (a) a secured creditor;
  - (b) an unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question);
  - (c) 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;
  - (d) any unsecured creditor with the permission of the court; or
  - (e) any member of the company in a members' voluntary winding up with the permission of the court.
- (2) A request, or an application to the court for permission, by such a person or persons must be made or filed with the court (as applicable) within 21 days of receipt of the report by the person, or by the last of them in the case of an application by more than one member or creditor.
- (3) The office-holder must, within 14 days of receipt of such a request respond to the person or persons who requested the information by—
  - (a) providing all of the information requested:
  - (b) providing some of the information requested; or
  - (c) declining to provide the information requested.
- (4) The office-holder may respond by providing only some of the information requested or decline to provide the information if—
  - (a) the time or cost of preparation of the information would be excessive; or
  - (b) disclosure of the information would be prejudicial to the conduct of the proceedings;
  - (c) disclosure of the information might reasonably be expected to lead to violence against any person; or
  - (d) the office-holder is subject to an obligation of confidentiality in relation to the information.
- (5) An office-holder who does not provide all the information or declines to provide the information must inform the person or persons who requested the information of the reasons for so doing.
- (6) A creditor, and a member of the company in a members' voluntary winding up, who need not be the same as the creditor or members who requested the information, may apply to the court within 21 days of—
  - (a) the office-holder giving reasons for not providing all of the information requested; or
  - (b) the expiry of the 14 days within which an office-holder must respond to a request.
- (7) The court may make such order as it thinks just on an application under paragraph (6).

# Remuneration and expenses: application to court by a creditor or member on grounds that remuneration or expenses are excessive

- **18.34.**—(1) This rule applies to an application in an administration, a winding-up or a bankruptcy made by a person mentioned in paragraph (2) on the grounds that—
  - (a) the remuneration charged by the office-holder is in all the circumstances excessive;



- (b) the basis fixed for the office-holder's remuneration under rules 18.16, 18.18, 18.19, 18.20 and 18.21 (as applicable) is inappropriate; or
- (c) the expenses incurred by the office-holder are in all the circumstances excessive.
- The following may make such an application for one or more of the orders set out in rule 18.36 or 18.37 as applicable—
  - (a) a secured creditor,
  - (b) an unsecured creditor with either-
    - (i) the concurrence of at least 10% in value of the unsecured creditors (including that creditor), or
    - (ii) the permission of the court, or
  - (c) in a members' voluntary winding up-
    - (i) 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
    - (ii) a member of the company with the permission of the court.
- (3) The application by a creditor or member must be made no later than eight weeks after receipt by the applicant of the progress report under rule 18.3, or final report or account under rule 18.14 which first reports the charging of the remuneration or the incurring of the expenses in question ("the relevant report").

### Applications under rules 18.34 and 18.35 where the court has given permission for the application

- 18.36.—(1) This rule applies to applications made with permission under rules 18.34 and 18.35.
- (2) Where the court has given permission, it must fix a venue for the application to be heard.
- (3) The applicant must, at least 14 days before the hearing, deliver to the office-holder a notice stating the venue and accompanied by a copy of the application and of any evidence on which the applicant intends to rely.
- (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 office-holder is entitled to charge;
  - (b) an order reducing any fixed 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 is not to be treated as expenses of the administration, winding up or bankruptcy;
  - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by -
    - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
    - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration, winding up or bankruptcy.



## Applications under rule 18.34 where the court's permission is not required for the application

- **18.37.**—(1) On receipt of an application under rule 18.34 for which the court's permission is not required, the court may, if it is satisfied that no sufficient cause is shown for the application, dismiss it without giving notice to any party other than the applicant.
- (2) Unless the application is dismissed, the court must fix a venue for it to be heard.
- (3) The applicant must, at least 14 days before any hearing, deliver to the office-holder a notice stating the venue with a copy of the application and of any evidence on which the applicant intends to rely.
- (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 office-holder is entitled to charge;
  - (b) an order reducing any fixed 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 administration or winding up or bankruptcy;
  - (e) an order for the payment of the amount of the excess of remuneration or expenses or such part of the excess as the court may specify by -
    - (i) the administrator or liquidator or the administrator's or liquidator's personal representative to the company, or
    - (ii) the trustee or the trustee's personal representative to such person as the court may specify as property comprised in the bankrupt's estate;
  - (f) any other order that it thinks just.
- (5) An order under paragraph (4)(b) or (c) may only be made in respect of periods after the period covered by the relevant report.
- (6) Unless the court orders otherwise the costs of the application must be paid by the applicant, and are not payable as an expense of the administration or as winding up or bankruptcy.