

LIQ03

Notice of progress report in voluntary winding up



Companies House

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

1 Company details

Company number 0 9 3 6 0 3 4 6

Company name in full Norwegian Air UK Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) David John

Surname Pike

3 Liquidator's address

Building name/number 10 Fleet Place

Street

Post town London

County/Region

Postcode E C 4 M 7 R B

Country

4 Liquidator's name ①

Full forename(s) Michael Robert

Surname Pink

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number 10 Fleet Place

Street

Post town London

County/Region

Postcode E C 4 M 7 R B

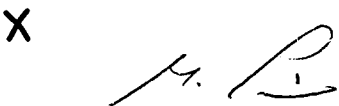

Country

② Other liquidator

Use this section to tell us about
another liquidator.

LIQ03

Notice of progress report in voluntary winding up

6	Period of progress report											
From date	^d 0	^d 2	^m 1	^m 2	^y 2	^y 0	^y 2	^y 2				
To date	^d 0	^d 1	^m 1	^m 2	^y 2	^y 0	^y 2	^y 3				
7	Progress report											
<input checked="" type="checkbox"/> The progress report is attached												
8	Sign and date											
Liquidator's signature	Signature 											
Signature date	^d 3	^d 0	^m 0	^m 1	^y 2	^y 0	^y 2	^y 4				

**Presenter information**

You do not have to give any contact information, but if you do it will help Companies House if there is a query on the form. The contact information you give will be visible to searchers of the public record.

Contact name **Ella Damman-Smith**

Company name **Interpath Ltd**

Address **5th Floor, 130 St Vincent Street
Glasgow**

Post town **G2 5HF**

County/Region

Postcode

Country

DX

Telephone **Tel +44 (0) 203 989 2800**

**Checklist**

We may return forms completed incorrectly or with information missing.

Please make sure you have remembered the following:

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

**Important information**

All information on this form will appear on the public record.

**Where to send**

You may return this form to any Companies House address, however for expediency we advise you to return it to the address below:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ.
DX 33050 Cardiff.

**Further information**

For further information please see the guidance notes on the website at www.gov.uk/companieshouse or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.gov.uk/companieshouse

Continuation page

Name and address of insolvency practitioner

✓ **What this form is for**
Use this continuation page to tell us about another insolvency practitioner where more than 2 are already jointly appointed. ①
Attach this to the relevant form.
Use extra copies to tell us of additional insolvency practitioners.

✗ **What this form is NOT for**
You can't use this continuation page to tell us about an appointment, resignation, removal or vacation of office.

→ **Filling in this form**
Please complete in typescript or in bold black capitals.
All fields are mandatory unless specified or indicated by *

1 Appointment type

Tick to show the nature of the appointment:

- ☐ Administrator
- ☐ Administrative receiver
- ☐ Receiver
- ☐ Manager
- ☐ Nominee
- ☐ Supervisor
- ☒ Liquidator
- ☐ Provisional liquidator

① You can use this continuation page with the following forms:
- VAM1, VAM2, VAM3, VAM4, VAM6, VAM7
- CVA1, CVA3, CVA4
- AM02, AM03, AM04, AM05, AM06, AM07, AM08, AM09, AM10, AM12, AM13, AM14, AM19, AM20, AM21, AM22, AM23, AM24, AM25
- REC1, REC2, REC3
- LIQ2, LIQ3, LIQ05, LIQ13, LIQ14, WU07, WU15
- COM1, COM2, COM3, COM4
- NDISC

2 Insolvency practitioner's name

Full forename(s)

Stuart

Surname

Irwin

3 Insolvency practitioner's address

Building name/number

Lanyon Quay

Street

Post town

Belfast

County/Region

Postcode

B T 1 3 L G

Country

pp Joint
Liquidators'
progress report
for the period 2
December 2022
to 1 December
2023

Norwegian Air UK Limited - in
Liquidation

30 January 2024

Notice to creditors

This report provides an update on the liquidation of the Company.

We have included (Appendix 2) an account of all amounts received and payments made during the period 2 December 2022 to 1 December 2023, including the cumulative receipts and payments since the date of our appointment.

We have also explained our future strategy for the liquidation and how likely it is that we will be able to pay each class of creditor.

You will find other important information in this report such as the costs which we have incurred to date.

A glossary of the abbreviations used throughout this document is attached (Appendix 5).

Stuart Irwin was authorised to act as an insolvency practitioner by the Insolvency Practitioners Association, up to 31 December 2022. As of 1 January 2023, Stuart Irwin has been granted an Insolvency Practising Certificate and is licensed to act as an Insolvency Practitioner in the Republic of Ireland, Great Britain, and Northern Ireland by Chartered Accountants Ireland.

The Officeholders are Data Controllers of personal data as defined by the Data Protection Act 2018. Personal data will be kept secure and processed only for matters relating to the appointment. To understand how we respect and protect your personal data, please see our online privacy policy at www.interpathadvisory.com/ie/privacy-notice-northernireland

Finally, we have provided answers to frequently asked questions and a glossary of insolvency terms on the following website, www.ia-insolv.com/case+INTERPATH+NL209A0240.html. We hope this is helpful to you.

Please also note that an important legal notice about this report is attached (Appendix 6).

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1 Executive summary

This progress report covers the period from 2 December 2022 to 1 December 2023.

David Pike, Stuart Irwin and I were appointed Joint Liquidators of the Company with effect from 2 December 2021.

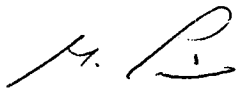
Whilst the Company was not trading at the point of liquidation, it is a complex company to wind down due to the nature of the outstanding receivables and the various jurisdictions it had operated in.

Asset realisations to date are £11.13 million (Section 2 - Progress to date).

There are not believed to be any secured or preferential creditors (neither ordinary preferential nor secondary preferential) in the liquidation.

A dividend will be paid to unsecured creditors; however, the quantum and timing are uncertain (Section 3 - Dividend prospects).

Please note: you should read this report in conjunction with any previous reports issued to the Company's creditors; these can be found at www.ia-insolv.com/case+INTERPATH+NL209A0240.html. Unless stated otherwise, all amounts in this report and appendices are stated net of VAT.



Michael Pink
Joint Liquidator

2 Strategy and Progress to date

This report covers the period from 2 December 2022 to 1 December 2023. However, this report should be read in conjunction with our previous reports to creditors dated 30 January 2023 and 22 August 2022.

This section updates you on our strategy for the liquidation and on our progress to date.

2.1 Strategy and progress to date

Our strategy has focused primarily on the preservation and recovery of assets identified in the Directors' statement of affairs as well as additional assets identified through the exercise of winding down various international branches. Further details of our recoveries to date and key matters being progressed by the Joint Liquidators are provided below.

2.2 Asset realisations

Realisations during the period are set out in the attached receipts and payments account (Appendix 2).

Summaries of the most significant realisations during the period are provided below.

Intercompany debtor – Oslofjorden Limited

As reported previously, the Director's Statement of Affairs ("SOA") identified an intercompany balance due from Oslofjorden Limited with an estimated to realise value of £5.8 million. Following initial discussions and subsequent negotiations with the debtor, a settlement in full was agreed and the balance paid over nine monthly instalments, commencing from April 2022. As part of the settlement negotiated by the Joint Liquidators the parent of Oslofjorden Limited, NAS, provided a guarantee for all sums due.

To date, we have received £6.7 million, representing all nine months of the agreed instalments. The amounts realised are higher than originally estimated in the SOA due to currency exchange gains as the original balance owed was in US dollars.

Book debts

During the reporting period, we were approached by NAV Canada and made aware of credit held on account with them of CAD 99,804.06, which was due to be returned to the Company. We have since realised £57,295.67 which represents the full balance taking into account exchange rates.

Security deposits

As previously reported, the liquidators began communications with the Port of Seattle in January 2022 regarding the termination of the Company's parking lease at Seattle Airport. The termination procedures and documentation were agreed in December 2022, which meant the deposit of \$363,000 could be returned to the Company. During the reporting period we have received £299,943.92 which represents the full deposit with exchange rates applied.

Bank Interest

During the period, gross interest of £260,635.47, has been received.

2.3 Other Assets

As previously reported at the date of our appointment there was a contingent asset with a net book value of £102,000, being NUK's share of the potential deferred consideration from the sale of NAAH to JetSmart. JetSmart are seeking to offset certain tax liabilities against the deferred consideration and have proposed a settlement to NAS/NUK. This proposal was rejected and negotiations are still on-going. A further update will be provided in the next report to creditors.

As mentioned in our previous report, from reviewing the Group accounts, the Director believed there were intercompany balances due to the Company of approximately £13.4 million. Of this amount, £7.6 million is owed from entities which are in liquidation and from which no recovery is expected. These entities are Norwegian Air Sweden AB, Norwegian Air Resources Ltd and Norwegian Cargo AS. The Liquidators continue to pursue these balances and have submitted claims in these various liquidations. It remains uncertain at this time whether there will be any realisation from these claims. A further update will be provided in the next report to creditors.

The residual balance (£5.8 million) was primarily related to the Oslofjorden debtor balance detailed above, which has now been realised in full.

Brazil

As reported previously, the Director advised that the Company had been in discussions with the Brazilian Department of Airspace Control ("DECEA") regarding the Company's account, which held credit balances in the sum of approximately £8.5 million. The Director further advised that there were outstanding invoices on the Company's accounts showing a balance owing to DECEA of approximately £7.8 million. The net realisation from this source was estimated at £715,633 in the Director's Statement of Affairs.

The Director is of the opinion that if the overcharge credit is applied to the Company's account showing owed to the Company by DECEA, the net balance should be realisable.

As previously advised, we consulted with local lawyers surrounding the recovery of this net balance and identified various legal and practical issues that might result in a negligible return from this asset, if any.

Furthermore, it came to our attention that the Company also operated out of a branch in Brazil, and we sought legal advice to explore our options in winding down of this branch.

Following consideration of the legal and commercial obstacles in recovery of the DECEA funds during the period the Liquidators entered into a Legal Services agreement with Roveda & Marcelino Sociedade De Advogadis, a Brazilian law firm, and the local Legal Representative of the Norwegian Brazilian Branch. The purpose of this agreement is to enhance the prospects of recovery of the aforementioned funds from DECEA and to formally wind down the Brazilian Branch.

We will provide a further update regarding the prospects for recovery of this balance and the winding up of the branch in our next report.

Argentina

In relation to the branch in Argentina, and as previously reported, there are no recoverable assets relating to the branch. We sought advice from Dentons surrounding our options in relation to closing the branch. The Joint Liquidators concluded that it was not necessary, appropriate or in the best interests of the Company's creditors generally to take any further steps to wind up the Argentina branch. However, since receiving Dentons advice the Joint Liquidators have received confirmation from NAS that they provided an indemnity in favour of NUK's Argentinian branch's legal representative and accordingly, they have proposed a process to formally wind down NUK's Argentinian branch.

Upon a formal request from NAS the Joint Liquidators continue to assist in this process on the basis that doing so will mitigate unsecured claims in the liquidation, save the costs of agreeing and distributing dividends to those Argentinian creditors, ensure no additional risk or liability crystallises as an expense in the liquidation and ensure that NAS fund any costs of the formal wind down of NUK's Argentinian branch.

There are currently a number of judicial proceedings and out-of-court claims that have been notified to the Branch, and there could be some yet to be notified. All claims are required to be settled in order to be able to formally close the Branch. Further to the above, a filing for the registration of a local liquidator to the Public Registry has been submitted and is expected to be granted in due course. We will provide a further update regarding the winding up of the branch in our next report.

United States

Post-appointment we became aware of seven branches in the United States. Our initial review indicates that these have been incorporated for local state tax registration purposes; however, we continue to investigate and are taking legal advice on the necessary steps to exit any live US tax registrations and/or branches. During the period the Liquidators have received confirmation that two registrations have since been withdrawn. The Liquidators legal advisors in the US continue to manage the withdrawal process of the remaining registrations.

As previously reported in January 2022, the liquidators began communication with the Port of Seattle regarding the termination of the Company's parking lease at Seattle Airport. As mentioned above we have now received the funds held on account with Seattle airport.

2.4 Investigations

We concluded our review into the affairs of the Company, which sought to ascertain whether there are any actions which can be taken against third parties to increase recoveries for creditors. Whilst our review has been completed, if creditors have any details that the liquidators should be aware of in this regard, please send details to nukcreditors@interpathadvisory.com.

We have complied with the relevant statutory requirements to provide information on the conduct of the Company's directors and any shadow directors to the Department for Business, Energy and Industrial Strategy. The contents of our submission are confidential.

2.5 Costs

Payment made in this period are set out in the attached receipts and payments account (Appendix 2).

Further details surrounding these payments are provided below.

Legal fees

As previously reported, we have engaged Dentons UK LLP to provide various legal advice surrounding the various branches noted above. Due to the geography of the branches, we have also engaged a local Dentons firms in Argentina, Brazil and USA to provide legal advice to support our work in these jurisdictions.

In the period, we paid costs of £50,998.76 relating to legal advice from Dentons UK LLP and legal advice from Dentons Rattagan Arocena in Argentina.

Legal disbursements

In the period, legal disbursements of £26,912.14 have been paid. These costs relate to the payment of Dentons Argentina and Bingham Greenebaum LLP legal services in supporting us with winding down the various branches in Argentina and the United States.

Corporation tax

Corporation tax of £8,370.64 has been paid during the period.

2.6 Schedule of expenses

We have detailed the costs incurred during the period, whether paid or unpaid, in the schedule of expenses attached (Appendix 3).

Summaries of the most significant expenses which have been incurred in the period but have not yet been paid are provided below.

Liquidator's fees

The Joint Liquidators have incurred and unpaid time costs of £23,132.05 in the period, in relation to their work to date as described in Section 2 above.

3 Dividend prospects

3.1 Secured creditor

We are not aware of any secured claims against the Company.

3.2 Ordinary preferential creditors (employees)

Claims from employees in respect of (1) arrears of wages up to a maximum of £800 per employee, (2) unlimited accrued holiday pay and (3) certain pension benefits, rank preferentially (in advance of floating charge holders and ordinary unsecured creditors) and in priority to other preferential creditors (see 3.3 below). These claims are referred to as "ordinary preferential creditors".

As previously reported we are not aware of any ordinary preferential claims against the Company.

3.3 Secondary preferential creditors (HMRC and the Financial Services Compensation Scheme)

Certain claims from the Financial Services Compensation Scheme ('FSCS') and HMRC, in relation to VAT, PAYE, employees' National Insurance contributions ('NIC') and Construction Industry Scheme ('CIS') deductions, rank preferentially, but secondary to the employee, ordinary preferential creditors above. These claims are therefore referred to as "secondary preferential creditors".

As previously reported, we are not aware of any secondary preferential claims against the Company.

3.4 Unsecured creditors

Based on current estimates, a distribution will be available to unsecured creditors. The Directors' Statement of Affairs identified unsecured creditors totalling £221 million, which includes £161 million of intercompany claims. The final value of these claims will be determined once the liquidators conclude their claim adjudication process, which is currently underway.

Accordingly, it is currently uncertain as to the extent of the quantum and timing of the anticipated distribution to unsecured creditors.

4 Joint Liquidators' remuneration and expenses

4.1 Joint Liquidators' remuneration and expenses

The creditors provided approval on 23 February 2023 that:

Our remuneration will be drawn on the basis of time properly given by us and the various grades of our staff in accordance with the fee estimate of £801,922.85 and the charge-out rates included in Appendix 4.

Category 2 expenses (as defined in Statement of Insolvency Practice 9) will be charged and drawn in accordance with Interpath Advisory's policy as set out in Appendix 6 of our previous report.

Time costs

The duties of the Joint Liquidators' in conducting the work required during the liquidation are divided between Interpath UK and Interpath Ireland (formerly KPMG IE), with the statutory responsibilities primarily residing with Interpath UK and the asset realisations and creditor claims activities residing with Interpath Ireland. Accordingly, the majority of the activity is being managed by Interpath Ireland and as will be observed in Appendix 6, have a lower charge out rate and therefore this is considered a cost-effective approach to managing the tasks in the liquidation.

Please note, our time costs are reported on a consolidated basis, for the purposes of this report to creditors.

During the period from 2 December 2022 to 1 December 2023, we have incurred time costs of £206,288.55. These represent 461.55 hours at an average rate of £446.95 per hour.

Remuneration

During the period, the Joint Liquidators have drawn fees of £201,199.50, in relation to their work to date in realising assets, dealing with the various branches as mentioned above, and for their work on general day to day and statutory tasks.

Liquidators' Expenses

These are any payments which are neither liquidators' remuneration nor a distribution to a creditor or a member. Expenses also includes disbursements which are payments first met by the liquidators, and then reimbursed to the liquidators from the estate.

In the period, the Joint Liquidators have paid expenses of £2,660.57; this is mainly in relation to printing and postage costs.

Additional information

We have attached (Appendix 4) an analysis of the time spent, the charge-out rates for each grade of staff and the expenses paid directly by Interpath for the period from 2

December 2022 to 1 December 2023. We have also attached our charging and expenses policy.

5 Future strategy

5.1 Future conduct of the liquidation

The following matters are still ongoing in the liquidation:

- Pursuing all other debtor balances, including but not limited to Norwegian Cargo AS;
- Communicating with all known creditors in the liquidation;
- Addressing and resolving international branch situations to realise any assets and to mitigate any potential further claims against the Company;
- Finalise costs, including legal and liquidators' fees and obtain final tax clearance; and
- Undertake a claim adjudication process, pay distribution(s) to unsecured creditors and close the liquidation.

5.2 Future reporting

We will report again on the progress of this liquidation by 30 January 2025 or in the final report if matters have been concluded earlier.

Appendix 1 Statutory information

Company information

Company name	Norwegian Air UK Limited
Previous company names if applicable	Westforce Aviation Limited
Date of incorporation	18 December 2014
Company registration number	09360346
Previous registered office	First Point Buckingham Gate, Gatwick Airport, England, RH6 0NT
Present registered office	10 Fleet Place, London, EC4M 7QS
Trading address	First Point Buckingham Gate, Gatwick Airport, England, RH6 0NT
Nature of business	Scheduled passenger air transport

Liquidation information

Appointed by	Creditors
Date of appointment	2 December 2021
Joint Liquidators' details	David Pike, Mike Pink and Stuart Irwin
Joint Liquidators' address	10 Fleet Place, London, EC4M 7RB
Functions	The functions of the Joint Liquidators are being exercised by them individually or together in accordance with Section 231(2) of the Insolvency Act 1986.

Appendix 2 Joint Liquidators' receipts and payment account

Norwegian Air UK Limited - in Liquidation			
Abstract of receipts & payments			
Statement of affairs (£)		From 02/12/2022 To 01/12/2023 (£)	From 02/12/2021 To 01/12/2023 (£)
ASSET REALISATIONS			
	Third party funding	NIL	59,905.20
	Credit balance from Civil Aviation	NIL	61,767.08
5,823,702.00	Intercompany debtors - still trading	739,398.26	6,686,847.05
	Book debts	57,295.67	57,295.67
72,511.00	Fixed assets	NIL	NIL
715,633.00	Short term receivables	NIL	NIL
	Security Deposits	299,943.92	299,943.92
3,963,001.00	Cash at bank	NIL	3,655,427.21
		1,096,637.85	10,821,186.13
OTHER REALISATIONS			
	Bank interest, gross	260,635.47	307,245.81
		260,635.47	307,245.81
COST OF REALISATIONS			
	Liquidator's fees	(201,199.50)	(611,804.35)
	Liquidator's expenses	(2,660.57)	(4,447.44)
	Legal fees	(50,998.76)	(144,835.72)
	Legal disbursements	(26,912.14)	(26,912.14)
	Corporation tax	(8,370.64)	(8,370.64)
	Statutory advertising	NIL	(166.00)
	Bank charges	NIL	(15.00)
		(290,141.61)	(796,551.29)
UNSECURED CREDITORS			
(50,273,966.00)	Trade & expense	NIL	NIL
(4,279,941.00)	HM Revenue & Customs	NIL	NIL
(16,898,080.00)	Intercompany - trading	NIL	NIL
(144,122,312.00)	Intercompany - insolvent	NIL	NIL
(4,598,108.00)	Accrued expenses	NIL	NIL
(393,357.00)	EU261 Claims	NIL	NIL
		NIL	NIL
(209,990,917.00)		1,067,131.71	10,331,880.65
REPRESENTED BY			

Norwegian Air UK Limited - in Liquidation**Abstract of receipts & payments**

Statement of affairs (£)	From 02/12/2022	From 02/12/2021
	To 01/12/2023 (£)	To 01/12/2023 (£)
VAT		55,597.99
Current account		1,276,282.66
3 Months Treasury Expires 22/03/24		9,000,000.00
		10,331,880.65

Appendix 3

Schedule of expenses

Schedule of expenses (02/12/2022 to 01/12/2023)			
Expenses (£)	Incurred and paid in the period (£)	Incurred in the period not yet paid (£)	Total (£)
Cost of realisations			
Liquidator's fees	183,156.50	23,132.05	206,288.55
Liquidator's expenses	2,660.57	0	2,660.57
Legal fees	50,998.76	0	50,998.76
Legal disbursements	26,912.14	0	26,912.14
Corporation tax	8,370.64	0	8,370.64
TOTAL	272,098.61	23,132.05	295,230.66

Requests for further information and right to challenge our remuneration and expenses

Creditors' requests for further information

If you would like to request more information about our remuneration and expenses disclosed in this report, you must do so in writing within 21 days of receiving this report.

Requests from unsecured creditors must be made with the concurrence of at least 5% in value of unsecured creditors (including, the unsecured creditor making the request) or with the permission of the Court.

Creditors' right to challenge our remuneration and expenses

If you wish to challenge the basis of our remuneration, the remuneration charged, or the expenses incurred during the period covered by this report, you must do so by making an application to Court within eight weeks of receiving this report.

Applications by unsecured creditors must be made with concurrence of at least 10% in value of unsecured creditors (including the unsecured creditor making the challenge) or with the permission of the Court.

The full text of the relevant Rules can be provided on request by writing to Ella Damman-Smith at Interpath Advisory, 10 Fleet Place, London, EC4M 7QS.

Appendix 4 Joint Liquidators' charging and expenses policy

Joint Liquidators' charging policy

The time charged to the liquidation is by reference to the time properly given by us and our staff in attending to matters arising in the liquidation. This includes work undertaken in respect of in-house Interpath Advisory tax and employee specialists.

Our policy is to delegate tasks in the liquidation to appropriate members of staff considering their level of experience and requisite specialist knowledge, supervised accordingly, so as to maximise the cost effectiveness of the work performed. Matters of particular complexity or significance requiring more exceptional responsibility are dealt with by senior staff or us.

A copy of "A Creditors' Guide to Joint Liquidators' Fees" from Statement of Insolvency Practice 9 ('SIP 9') produced by the Association of Business Recovery Professionals is available at:

<https://www.r3.org.uk/technical-library/england-wales/technical-guidance/fees/more/29114/page/1/guide-to-liquidators-fees/>

If you are unable to access this guide and would like a copy, please contact Ella Damman-Smith on 0203 989 2716.

Hourly rates

Set out below are the relevant charge-out rates per hour worked for the grades of our staff actually or likely to be involved on this liquidation. Time is charged by reference to actual work carried out on the liquidation.

All staff who have worked on the liquidation, including cashiers and secretarial staff, have charged time directly to the liquidation and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the liquidation but is reflected in the general level of charge-out rates.

Interpath UK

Partner	985	1,060
Director	910	980
Senior Manager	810	870
Manager	650	700
Senior Administrator	475	510
Administrator	350	375
Support	165	175

Interpath Ireland (formerly KPMG IE until 16 October 2022)

Partner	390	410	525
Director	265	280	430
Senior Manager	220	235	378
Assistant Manager	185	196	230
Senior Administrator	100	115	152
Administrator	60-100	75-115	105

The charge-out rates used by us might periodically rise (for example to cover annual inflationary cost increases) over the period of the liquidation. In our next statutory report, we will inform creditors of any material amendments to these rates.

Policy for the recovery of expenses

Where funds permit the officeholders will seek to recover both Category 1 and Category 2 expenses from the estate. For the avoidance of doubt, such expenses are defined within SIP 9 as follows:

Expenses: These are any payments which are neither an office holder's remuneration nor a distribution to a creditor or a member. Expenses also includes disbursements which are payments first met by the office holder, and then reimbursed to the office holder from the estate.

Category 1 expenses: These are payments to persons providing the service to which the expense relates who are not an associate of the office holder. These may include, for example, advertising, room hire, storage, postage, telephone charges, travel expenses, and equivalent costs reimbursed to the officeholder or his or her staff.

Category 2 expenses: These are payments to associates or which have an element of shared costs. They may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis, for example, business mileage.

Associates: are defined in the insolvency legislation but also extends to parties where a reasonable and informed third party might consider there would be an association between the third party and the office holder or their firm.

Category 2 expenses charged by Interpath Restructuring include mileage. This is calculated as follows:

Mileage claims fall into three categories:

- Use of privately-owned vehicle or car cash alternative – 45p per mile.
- Use of company car – 60p per mile.
- Use of partner's car – 60p per mile.

For all of the above car types, when carrying Interpath Advisory passengers an additional 5p per mile per passenger will also be charged where appropriate.

We have incurred the following expenses (excluding VAT) during the period 2 December 2022 to 1 December 2023.

Postage	919.32	NIL	919.32
Total	919.32	NIL	919.32

We have the authority to pay Category 1 expenses without the need for any prior approval from the creditors of the Company.

Category 2 expenses have been approved in the same manner as our remuneration.

Narrative of work carried out for the period 2 December 2022 to 1 December 2023.

The key areas of work have been:

Statutory and compliance	preparing statutory receipts and payments accounts; complying with statutory requirements; ensuring compliance with all statutory obligations within the relevant timescales.
Strategy documents, Checklist and reviews	monitoring and reviewing the liquidation strategy regular case management and reviewing of progress, including regular team update meetings and calls; reviewing and authorising junior staff correspondence and other work; reviewing matters affecting the outcome of the liquidation; allocating and managing staff/case resourcing and budgeting exercises and reviews; liaising with legal advisors regarding the various instructions, including agreeing content of engagement letters; complying with internal filing and information recording practices, including documenting strategy decisions.
Cashiering	preparing and processing vouchers for the payment of post-appointment invoices; creating remittances and sending payments to settle post-appointment invoices; reconciling post-appointment bank accounts to internal systems; ensuring compliance with appropriate risk management procedures in respect of receipts and payments.
Tax	dealing with post appointment VAT and tax compliance.
General	reviewing time costs data and producing analysis of time incurred which is compliant with Statement of Insolvency Practice 9; drawing remuneration in accordance with the basis approved by creditors.
Asset realisations	liaising with various airport companies in respect of deposits held on account due to the Company; reviewing outstanding third party debtors and management of debt collection strategy; liaising with management at NAS, to obtain any supporting information liaising/negotiating with debtors, including engagement and management of legal advisors in the UK and overseas when necessary.
Creditors and claims	updating the list of unsecured creditors; responding to enquiries from creditors regarding the liquidation and submission of their claims; reviewing completed forms submitted by creditors, recording claim amounts and maintaining claim records; drafting our report.

Time costs

SIP 9 –Time costs analysis (02/12/2022 to 01/12/2023)			
	Hours	Time Cost (£)	Average Hourly Rate (£)
Administration & planning			
Cashiering			
General (Cashiering)	6.10	3,093.50	507.13
General			
Books and records	8.20	1,027.00	125.24
Fees and WIP	15.10	8,803.00	582.98
Statutory and compliance			
Budgets & Estimated outcome statements	2.70	2,349.00	870.00
Checklist & reviews	8.30	5,073.00	611.20
Strategy documents	230.80	97,356.20	421.82
Tax			
Post appointment corporation tax	8.70	5,904.00	678.62
Post appointment VAT	6.50	4,569.50	703.00
Creditors			
Creditors and claims			
Agreement of claims	64.00	19,315.60	301.81
General correspondence	26.00	6,765.00	260.19
Statutory reports	47.45	28,565.25	602.01
Realisation of assets			
Asset Realisation			
Debtors	29.60	18,107.50	611.74
Other assets	7.00	4,371.50	624.50
Sale of business	1.10	988.50	898.64
Total in period	461.55	206,288.55	446.95
Brought forward time (appointment date to SIP 9 period start date)	1,285.35	428,647.85	
SIP 9 period time (SIP 9 period start date to SIP 9 period end date)	461.55	206,288.55	
Carry forward time (appointment date to SIP 9 period end date)	1,746.90	634,936.40	

All staff who have worked on this assignment, including cashiers and secretarial staff, have charged time directly to the assignment and are included in the analysis of time spent. The cost of staff employed in central administration functions is not charged directly to the assignment but is reflected in the general level of charge out rates.

All time shown in the above analysis is charged in units of six minutes.

Appendix 5 Glossary

Act	Insolvency Act 1986
CAA	Civil Aviation Authority
Company	Norwegian Air UK Limited - in Liquidation
Examinership	The Irish law examinership process
GBP or £ or Pound Sterling	The currency for the time being of the United Kingdom
Group	The group of companies of which Norwegian Air Shuttle ASA ("NAS") is the ultimate parent company, and of which the Company and Norwegian Air Resources UK Limited (In Liquidation) ("NAR") are members
HMRC	His Majesty's Revenue and Customs
JetSMART	JetSmart Holdings Limited
Joint Liquidators/we/our/us	David Pike, Mike Pink and Stuart Irwin
Interpath/Interpath Advisory	Interpath Ltd
KPMG	KPMG LLP
USD or \$ or dollars	The currency for the time being of the United States of America

Any references in this report to Sections, Paragraphs and Rules are to Sections, Paragraphs and Rules in the Insolvency Act 1986, and the Insolvency (England and Wales) Rules 2016 respectively.

Appendix 6 Notice: About this report

This progress report has been prepared by David Pike, Mike Pink and Stuart Irwin, the Joint Liquidators of Norwegian Air UK Limited (the 'Company'), solely to comply with their statutory duty under the Insolvency Rules (England and Wales) 2016 to provide members and creditors with an update on the progress of the liquidation of the estate, and for no other purpose.

This report is not suitable to be relied upon by any other person, or for any other purpose or in any other context including any decision in relation to the debt of or any financial interest in the Company or any other company in the Group. Any person that chooses to rely on this report for any purpose or in any context other than under the Insolvency Rules (England and Wales) 2016 does so at their own risk. Any estimated outcomes for creditors included in this report are illustrative only and cannot be relied upon as guidance as to the actual outcomes for individual creditors.

David John Pike and Michael Robert Pink are authorised to act as insolvency practitioners by the Institute of Chartered Accountants in England & Wales.

Stuart Irwin was originally authorised to act as an insolvency practitioner by the Insolvency Practitioners Association. As of 1 January 2023, Stuart Irwin has been granted an Insolvency Practising Certificate and is licensed to act as an Insolvency Practitioner in the Republic of Ireland, Great Britain and Northern Ireland by Chartered Accountants Ireland.

We are bound by the Insolvency Code of Ethics.

The Officeholders may be Data Controllers of personal data as defined by the Data Protection Act 2018. Personal data will be kept secure and processed only for matters relating to the appointment. For further information, please see our Privacy policy at – www.interpathadvisory.com/privacy-insolvency.

The appointments of the Joint Liquidators are personal to them and, to the fullest extent permitted by law, Interpath Ltd does not assume any responsibility and will not accept any liability to any person in respect of this Report or the conduct of the liquidation.

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