

WU07

Notice of progress report in a winding-up by the court



Companies House

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

1 Company details

Company number 0 5 2 1 6 8 6 6

Company name in full Energy Equity Resources (Norway) Limited

→ Filling in this form

Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Adam Solomon

Surname Nakar

3 Liquidator's address

Building name/number Unit 2 Spinnaker Court

Street 1C Becketts Place

Post town Hampton Wick

County/Region Kingston upon Thames

Postcode K T 1 4 E Q

Country

4 Liquidator's name ①

Full forename(s)

Surname

① Other liquidator

Use this section to tell us about
another liquidator.

5 Liquidator's address ②

Building name/number

Street

Post town

County/Region

Postcode

Country

② Other liquidator

Use this section to tell us about
another liquidator.

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6 Period of progress report

From date	^d 0	^d 5	^m 0	^m 3	^y 2	^y 0	^y 2	^y 0
To date	^d 0	^d 4	^m 0	^m 3	^y 2	^y 0	^y 2	^y 1

7 Progress report

☒ The progress report is attached

8 Sign and date

Liquidator's signature

Signature

X

Adam Makas

X

Signature date

^d 2	^d 2	^m 0	^m 4	^y 2	^y 0	^y 2	^y 1
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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 **Adam Solomon Nakar**

Company name **WSM Marks Bloom LLP**

Address
Unit 2 Spinnaker Court
1C Becketts Place

Post town **Hampton Wick**

County/Region **Kingston upon Thames**

Postcode **K T 1 4 E Q**

Country

DX

Telephone **020 8939 8240**



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

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

ANNUAL PROGRESS REPORT FOR THE YEAR TO 4 MARCH 2021

22 APRIL 2021

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- 6 Next Report

ATTACHMENTS

Receipts and Payments Account from 5 March 2020 to 4 March 2021

Additional Information in relation to the Liquidator's Fees and Expenses

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

1 Introduction and Statutory Information

- 1.1 I, Adam Solomon Nakar of WSM Marks Bloom LLP, Unit 2 Spinnaker Court, 1C Becketts Place, Hampton Wick, Kingston upon Thames KT1 4EQ, was appointed as Liquidator of Energy Equity Resources (Norway) Limited ('the Company') on 5 March 2019 by the Secretary of State. This progress report covers the period for my second year as liquidator, from 5 March 2020 to 4 March 2021 ('the Period').
- 1.2 The principal trading address of the Company was given as 86-90 Paul Street, London, England, EC2A 4NE. The principal trading activity was oil and gas exploration with a focus on the acquisition and development of hydrocarbon resources in Nigeria. The business traded under the Company's name.
- 1.3 The Company was wound up in the High Court of Justice on 6 February 2019 under the Companies Court reference number 005891 of 2018, following the presentation of a winding-up petition by Adams & Remer LLP on 16 July 2018.
- 1.4 The registered office of the Company is Unit 2 Spinnaker Court, 1C Becketts Place, Hampton Wick, Kingston upon Thames KT1 4EQ. Its registered number is 05216866.

2 Progress of the Liquidation

- 2.1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period.
- 2.2 Attached is my receipts and payments account for the Period, together with a cumulative receipts and payments account since my appointment as liquidator.

Administration (including statutory compliance & reporting)

- 2.3 An office holder must comply with certain statutory obligations under the Insolvency Act 1986 and other related legislation. This work will not necessarily bring any financial benefit to creditors, but is required on every case by statute.

Realisation of Assets

Shares in Subsidiaries & Intercompany Debts

- 2.4 The only identified assets of the Company were shares in a number of subsidiaries of mostly Nigerian companies. Some of these shares were subject to fixed charges in favour of Afren Nigeria Holdings Ltd (in Administration) (which during the Period sold its charge and all rights under it to Hessia Group Limited) and First Bank of Nigeria. Some of the subsidiaries also owed intercompany balances to the Company, totalling millions of pounds.
- 2.5 Most shares were sold, and the inter-company balances were settled, as described in my first annual progress report. The only assets left to realise during the Period were 7,499,999 ₦1 shares in EER (Colobus) Nigeria Ltd, which were intended to be sold to EER Oil & Gas Limited for £7,500, subject to consent from First Bank of Nigeria Limited ("FBN"), which has a fixed charge over these shares.

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

- 2.6 During the Period I have regularly chased FBN for their agreement to the sale. However, they have repeatedly advised that they are not yet in a position to confirm their agreement. Therefore, the shares have not been sold during the Period, and the asset remains to be dealt with.

Other assets

- 2.7 Funds on this liquidation are held in an interest-bearing account with the Insolvency Service. During the Period, I received bank interest gross totalling £5.26.
- 2.8 Aside from the above, no other asset realisations are anticipated.
- 2.9 It is not anticipated that the work my staff and I have undertaken to date will bring a financial benefit to creditors, as the realisations will be insufficient to meet the costs and expenses of the liquidation.

Creditors (claims and distributions)

- 2.10 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company.
- 2.11 This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2.12 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal. In this case there are no preferential creditors.
- 2.13 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.
- 2.14 In this case I have not sought to spend significant time on creditors' claims, as there are presently no funds from which I can make a distribution. However, I have spent time dealing with claims and correspondence received from creditors, for the purpose of understanding more about the subsidiaries of the Company and the value of their shares, and to aid investigations into the affairs of the Company.

Investigations

- 2.15 In a compulsory liquidation the duty to investigate the Company's affairs is the responsibility of the Official Receiver.
- 2.16 There is no requirement on the Liquidator to submit a report on the directors' conduct to the Department for Business, Energy & Industrial Strategy, however where matters

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

are brought to the Liquidator's attention these are reported as appropriate to the Official Receiver for further consideration.

- 2.17 In this case, I have continued the Official Receiver's efforts to ascertain whether there may be transactions that may be pursued with a view to recovery of funds for the benefit of the liquidation. These investigations have involved correspondence with some of the creditors and directors, and ascertaining and reviewing the Company's bank statements.
- 2.18 As at the end of the Period these investigations remain ongoing, and I will not comment further on them for risk of prejudicing any potential claims.

Matters still to be dealt with

- 2.19 The sale of the shares in EER (Colobus) Nigeria Ltd remains to be completed. My investigations into the Company's affairs are also ongoing. I anticipate both of these matters will be concluded in the third year of my time as Liquidator, following which I will be able to ascertain whether the case can be concluded, or whether further work will be required.
- 2.20 In addition to the above, I am continuing to liaise with HM Revenue & Customs to resolve the Company's VAT position.
- 2.21 Once these matters have been concluded, I will take steps to issue my final report and close the liquidation.

3 Creditors

Secured Creditors

- 3.1 The Company granted five fixed charges to two separate entities.
- 3.2 Two charges are in favour of FBN, dated 26 July 2013 and 24 January 2014 respectively, over shares owned by the Company in EER (Colobus) Nigeria Limited.
- 3.3 Three charges were granted initially in favour of First Hydrocarbon Nigeria Company Limited dated 20 April 2012, 25 April 2012 and 25 April 2012. These charges were over shares held by the Company in EER (Colobus) Nigeria Ltd and EER 281 Nigeria Limited. The beneficiary of these charges at the date of liquidation was Afren Nigeria Holdings Ltd (in Administration), and this beneficial interest was transferred to Hessia Group Limited ("Hessia") during 2019.
- 3.4 I have not agreed final claims with FBN or Hessia, and do not presently intend doing so as the amounts considered to be owed greatly exceed the anticipated level of assets.
- 3.5 Following the sale of the shares in the first year of the liquidation, a distribution of £2,052 was made to Hessia in respect of their fixed charge over those shares.

Preferential Creditors

- 3.6 There are no preferential creditors.

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

Unsecured Creditors

- 3.7 I have received 23 unsecured creditor claims amounting to £125,065,522.46. There are 19 other known or potential unsecured creditors in this matter whose claims are currently estimated at £5,414,545.95 in total.
- 3.8 There are no floating charges against the Company and therefore no requirement for the Liquidator to create a fund from unsecured creditors from any net floating charge property.
- 3.9 There is presently no prospect of a dividend being payable to unsecured creditors.

4 Liquidator's Remuneration

- 4.1 The basis of the Liquidator's remuneration has not been agreed, however, as it has been more than 18 months since my appointment, I intend to draw remuneration in accordance with Schedule 11 of the Insolvency (England and Wales) Rules 2016, in the event any assets are realised.
- 4.2 Attached is additional information in relation to this firm's policy on staffing, the use of subcontractors and expenses. Since my appointment, no category 2 expenses have been taken.
- 4.3 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from <http://wsm.co.uk/insolvency/creditors-guides>

5 Creditors' Rights

- 5.1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidator provide further information about his remuneration or expenses which have been itemised in this progress report.
- 5.2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidator's remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidator, as set out in this progress report, are excessive.

6 Next Report

- 6.1 I am required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless I have concluded matters prior to this, in which case I will write to all creditors with my final account.



A S Nakar
Liquidator
22 April 2021

Energy Equity Resources (Norway) Limited
(In Liquidation)
Liquidator's Summary of Receipts & Payments

Statement of Affairs £	From 05/03/2020 To 04/03/2021 £	From 05/03/2019 To 04/03/2021 £
SECURED ASSETS		
Shares in Subsidiaries	NIL	2,700.00
	NIL	2,700.00
COSTS OF REALISATION		
Office Holders Fees	NIL	540.00
VAT - Unrecoverable	NIL	108.00
	NIL	(648.00)
SECURED CREDITORS		
Hessia Group Limited	NIL	2,052.00
	NIL	(2,052.00)
ASSET REALISATIONS		
Book Debts	NIL	13,704.46
Shares & Investments	NIL	1,095.54
Bank Interest Net of Tax	5.26	5.26
	5.26	14,805.26
COST OF REALISATIONS		
O.R. Remuneration	NIL	9,400.00
Sec of State Fees	88.00	176.00
	(88.00)	(9,576.00)
	(82.74)	5,229.26
REPRESENTED BY ISA		5,229.26
		5,229.26

ENERGY EQUITY RESOURCES (NORWAY) LIMITED (IN LIQUIDATION)

ADDITIONAL INFORMATION IN RELATION TO THE LIQUIDATOR'S FEES AND EXPENSES

Policy

Detailed below is WSM Marks Bloom LLP's policy in relation to staff allocation and the use of subcontractors, professional advisors and expenses.

Staff allocation and the use of subcontractors

The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case. The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment.

We have not utilised the services of any subcontractors in this case.

Professional advisors

We have not used any professional advisors in this case.

Liquidator's Expenses

The following expenses have been incurred during the Period. These have been met by my firm directly, but will be reimbursed if funds are sufficient to do so:

	Incurred during the Period £	Incurred prior to the Period £	Anticipated further cost £	Total anticipated cost £
Statutory advertising	0.00	97.20	0.00	97.20
Specific penalty bond	36.00	44.00	0.00	80.00
Report hosting	12.00	0.00	12.00	24.00
Postage	9.50	0.00	20.50	30.00

Category 1 expenses do not require approval by creditors. The type of expenses that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case.

Category 2 expenses do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, or document storage. We would confirm that this firm does not seek to charge any Category 2 expenses.