

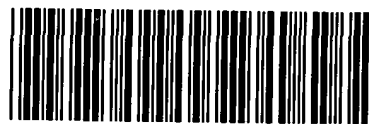
LIQ14

Notice of final account prior to dissolution in CVL



Companies House

SATURDAY



AC9RACWZ

A01

12/08/2023

#117

COMPANIES HOUSE

1 Company details

Company number 0 5 7 7 2 4 2 4

Company name in full Harley Scott Commercial Limited

→ Filling in this form
Please complete in typescript or in
bold black capitals.

2 Liquidator's name

Full forename(s) Stuart

Surname Rathmell

3 Liquidator's address

Building name/number Egyptian Mill

Street Egyptian Street

Post town Bolton

County/Region

Postcode B L 1 2 H S

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 ①

Building name/number

Street

Post town

County/Region

Postcode

Country

① Other liquidator
Use this section to tell us about
another liquidator.

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6 Liquidator's release

☐ Tick if one or more creditors objected to liquidator's release.

7 Final account

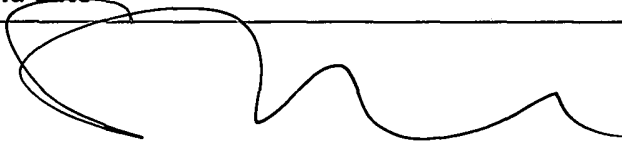
☒ I attach a copy of the final account.

8 Sign and date

Liquidator's signature

Signature

X



X

Signature date

d

2

d

1

m

0

m

7

y

2

y

0

y

2

y

3

LIQ14

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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

Alex Rathmell

Company name

Stuart Rathmell Insolvency

Address

Egyptian Mill

Egyptian Street

Post town

Bolton

County/Region

Postcode

B L 1 2 H S

Country

DX

Telephone

01204 867615



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

STUART RATHMELL INSOLVENCY

TO ALL MEMBERS AND CREDITORS

21 July 2023

Dear Sirs

HARLEY SCOTT COMMERCIAL LIMITED LIQUIDATOR'S FINAL REPORT TO CREDITORS

1 INTRODUCTION

- 1.1 I refer to my appointment as Liquidator in this matter on the 28 November 2022 by the resolutions of members and creditors. I am now able to issue my final report.
- 1.2 Pursuant to Rule 6.28(2) of the Rules I confirm that the affairs of the Company have been fully wound up.
- 1.3 I have provided previous reports to creditors, before and immediately after liquidation and I do not propose to cover the information again. The information was:
- Full history of the business
 - Statement of affairs
 - Full asset details
 - Work done by Insolvency Practitioner leading up to creditors meeting
- 1.4 I am an Insolvency Practitioner, licensed and regulated by the Insolvency Practitioners' Association of 46 New Broad Street London EC2M 1JH.. I am bound by the insolvency Code of Ethics, information about which can be found as follows:
<https://www.gov.uk/government/publications/insolvency-practitioner-code-of-ethics>
- 1.5 Prior to this assignment, I and my firm / associates have had involvement with the company and its directors or shareholders as listed below. I identified no threats to compliance with the fundamental principles of the Insolvency Code of Ethics, and the safeguards applied to mitigate those threats.
- Liquidator of 3 group companies in 2020
- 1.6 I carry professional indemnity insurance held with Marsh Omega and it provides worldwide coverage excluding the USA and Canada.
- 1.7 I have a complaints procedure, a copy of which is available on request, and any complaints should be addressed to me at this office. Complaints can also be made via the Complaints Gateway as follows:
- Calling the Insolvency Service Enquiry Line on 0300 678 0015 (Monday to Friday 9am to 5pm),
 - Completing and emailing the online complaints form on the Insolvency Service website <https://www.gov.uk/complain-about-insolvency-practitioner>
 - Completing the online complaints form and posting it to: IP Complaints, Insolvency Service, 3rd Floor, 1 City Walk, Leeds, LS11 9DA.

- 1.8 The centre of main interest of the Company is the United Kingdom. Therefore, the EC regulations on Insolvency Proceedings 2000 apply to the liquidation. The proceedings are main proceedings as defined by Article 3 of those regulations.
- 1.9 This report includes information required to be provided to creditors pursuant the Insolvency (England and Wales) Rules 2016 (as amended) ("the Rules") and the Act, in relation to the Company and is the progress report into the liquidation for the period 28 November 2022 to 21 July 2023 ("the Period").
- 1.10 No creditors committee has been formed in the liquidation.
- 1.11 **Creditors' right to challenge remuneration and/or expenses** - Any secured creditor or, unsecured creditor with the support of at least 10% in value of the unsecured creditors or with leave of the Court, may apply to the Court for one or more orders (in accordance with Rule 18.34 of the Rules), challenging the amount or the basis of the remuneration which the Administrators are entitled to charge or otherwise challenging some or all of the expenses incurred. Such applications must be made within eight weeks of receipt by the applicant(s) of the report detailing the remuneration and/or expenses being complained of, in accordance with Rule 18.34 of the Rules.
- 1.12 **Creditors' right to request information** - Any secured creditor or unsecured creditor with the support of at least 5% in value of the unsecured creditors or, with leave of the Court, may, in writing, request the Administrators to provide additional information regarding remuneration or expenses to that already supplied with this document. Such requests must be made within 21 days of receipt of this report, in accordance with Rule 18.9 of the Rules.

2 INTRODUCTION TO WORK DONE IN THE LIQUIDATION

- 2.1 The liquidator is required to detail what work has been done in the period of the report, why that work was necessary and what has been the financial benefit (if any) to creditors. Details of the general types of work undertaken are listed at Appendix 4 but the work specific to this case is listed in the following sections. Not every piece of work has been described but I have sought to give a proportional overview which provides sufficient detail to allow creditors to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to creditors.

3 STATUTORY DUTIES

Statutory information

- 3.1 Statutory information pertaining to the Company as required by the Rules is set out in Appendix 1.

Planning

- 3.2 Since joint liquidator's appointment, we have spent time on general case planning and administration where a partner, director and different levels of administration staff have prepared and updated a case strategy document to ensure that all works to be undertaken during the liquidation were planned for efficiency. Periodic case reviews have also been completed to ensure that the case has progressed as appropriate, and all statutory duties have been completed as necessary. These have been done at six-monthly intervals.
- 3.3 In addition, a case specific diary has been set up, monitored and updated regularly to ensure that all statutory deadlines have been met.

Compliance with the Insolvency Rules & Best Practice

- 3.4 After his appointment, the liquidator has issued statutory notices of his appointment to the Registrar of Companies and the Company's creditors. An advertisement of his appointment was also placed in the London Gazette, as required by the Insolvency Act 1986.
- 3.5 A report was made available to the Company's creditors detailing the anticipated costs of the liquidation as well as including resolutions for their approval. A voting form was also circulated to the Company's creditors to agree post-appointment fees, to be charged by the liquidator.
- 3.6 A final closure review has been compiled to ensure that all works have been concluded to allow the closure process to begin. This final report has then been prepared and issued to the Company's creditors and the Registrar of Companies with the necessary notices and receipts and payments account.
- 3.7 A bank account was not opened
- 3.8 A statutory bond has also been obtained by the joint liquidators to cover any realisations into the case. Regular reviews of the level of bond have been undertaken to ensure that this remains at a sufficient level.
- 3.9 These works have not resulted in a financial benefit to the Company's creditors however, they are required by statute therefore, the costs of undertaking the same are unavoidable."
- 3.10 The above works have not resulted in a financial benefit to the Company's creditors however, the same has ensured that the case has progressed as required.

Reporting

- 3.11 The Liquidators has met their statutory and regulatory duties to report to creditors, as listed below. In consideration of the need for transparency and engagement with creditors, care has been taken to ensure that reports and other communications with creditors have provided useful details of the strategies pursued and the outcomes anticipated.
- 3.12 During the review period, the following key documents have been issued:
- Post appointment report
 - This progress report;

Other administration tasks

- 3.13 During the review period, the following material tasks in this category were carried out:
- Case reviews, etc.
 - Review of books and records and confidential disposal of non-financial material

Receipts & Payments

- 3.14 None

Specific Bond

- 3.15 The liquidator has obtained a statutory bond to cover all realisations in the estate.

4 REALISATION OF ASSETS

- 4.1 No assets. A property held by the company was utilised in a settlement through court with the FCA relating to group companies. This matter has been brought to the attention of the creditor who have not expressed any wish to fund the challenge of this.

5 STATUTORY INVESTIGATION

- 5.1 The data gathered from our initial investigations assisted with our statutory duties pursuant to the Company Directors Disqualification Act 1986. We are obliged to review the conduct of all directors who served in respect of the Company in the 3-year period prior to the date of the Administration. We have submitted a final return to the Department for Business, Innovation and Skills.
- 5.2 The above has not resulted in a better financial return to the company's creditors but is required by legislation. In certain cases such investigation does increase the return.

6 LIQUIDATOR'S FEES & COSTS OF LIQUIDATION

Statement of Affairs Fee

- 6.1 Agreed at £4,500 including VAT This is paid by group companies
- 6.2 The liquidator's remuneration was not fixed at the meeting of creditors appointing the liquidator.
- 6.3 Liquidator's time costs to date are attached at Appendix 3. The liquidator drew fees as shown.
- 6.4 Time is charged in units of 6 minutes.
- 6.5 Work is allocated to staff with appropriate experience and skills and the chargeout rates reflect this. The office holder's chargeout rate may vary according to the work involved in situations where appropriate staff are not available to delegate the work to.

Expenses

- 6.6 Category 1 expenses do not require approval by creditors. The type of disbursements 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.
- 6.7 Category 2 expenses do require approval from creditors. These disbursements can include costs incurred which relate to payments due to associated companies for the provision of services to the office holder. In respect of this, the following rates are charged:

Mileage:	45p per mile plus 5p for each additional passenger
Rail travel;	First Class
Photocopying:	12p per sheet
Storage:	£3.50 per box per quarter

- 6.8 No expenses were charged

Professional advisors

- 6.9 On this assignment, the liquidator has used no professional advisors during the period

7 OUTCOME FOR CREDITORS

Secured creditors

- 7.1 None

Prescribed Part

- 7.2 The prescribed part only applies where the company has granted a floating charge to a creditor after 15 September 2003. Where a floating charge over the company's assets has been given a prescribed amount of the company's net property after paying the preferential creditors must be made available to the unsecured creditors and the basis of this calculation is detailed below:-

- 50% of the first £10,000 of the net property; and
- 20% of the remaining net property up to a maximum of £600,000.

- 7.3 This did not apply

Preferential creditors

- 7.4 Under the Act the main classes of preferential creditor are employees in respect of certain claims in relation to arrears of wages, holiday and pensions contributions. There was 1 employees at the date of liquidation.
- 7.5 No claim has yet been received from the Redundancy Payments Office claim in the liquidation.
- 7.6 The Liquidator does not believe funds will become available for a distribution to be made to preferential creditors.

Secondary Preferential Creditors

- 7.7 For insolvency procedures starting after 1 December 2020, certain sums due to HMRC but held by businesses when they enter formal insolvency rank as secondary preferential debts in the order of priority.
- 7.8 This means they are paid ahead of secured creditors holding a floating charge (for example banks) and ahead of non-preferential creditors (for example suppliers).
- 7.9 The following debts to HMRC are regarded as secondary preferential creditors.
- Value Added Tax (VAT)
 - Pay As You Earn (PAYE) Income Tax
 - employee National Insurance contributions (NICs)
 - students loan repayments
 - Construction Industry Scheme deductions
 - Where the business is required to deduct these taxes from payments they make to another other person and pay those deductions to HMRC and the payment to HMRC is credited against the liabilities of the other person.
 - PAYE/NIC (employee contribution) deductions that were withheld by a business from funds claimed from the Coronavirus Job Retention Scheme fall within the preferential claim.

- 7.10 These debts are only preferential if the insolvent business entered a formal insolvency procedure on or after 1 December 2020. For businesses that did enter insolvency on or after that date, the full amount of the specified debts which arose prior to the date of insolvency is payable as a secondary preferential debt.

- 7.11 No such claims have yet been received

Unsecured creditors

- 7.12 Unsecured creditors rank behind both secured and preferential creditors.

7.13 Under Section 176A of the Act where after 15 September 2003 the Company has granted a creditor a floating charge, as is the case for the Company, a proportion of the net property of the company achieved from floating charge asset realisations must be made available for the unsecured creditors ("the Prescribed Part").

7.14 No claims have yet been agreed.

7.15 No funds will become available for a distribution to be made to unsecured creditors.

8 FINAL MEETING OF MEMBERS AND CREDITORS

8.1 The winding up of the Company is now for all practical purposes complete and I am seeking the release of me as Liquidator of the Company. Creditors should note that provided no objections to our release are received by the later of 8 weeks of delivery of this report, the conclusion of any request for further information under rule 18.9, or the final determination of any application to court to challenge fees or expenses under rule 18.34, I shall obtain my release as Liquidator pursuant to Section 173(b) of the Act following the delivery of the final notice to the Registrar of Companies pursuant to Section 171 of the Act. **This was on 21 July 2023 at 23:59**

8.2 If creditors have any queries regarding the conduct of the Liquidation, or if they want hard copies of any of the documents made available on-line, they should contact me by email at stuart.rathmell.insolvency@outlook.com, or by telephone on 01204 867615, before my release.

Yours faithfully

A handwritten signature in black ink, appearing to be 'Stuart Rathmell', written in a cursive style.

Stuart Rathmell
Liquidator