

LIQ13

Notice of final account prior to dissolution in MVL



Companies House



1	Company details
Company number	0 2 8 2 9 0 4 1
Company name in full	ECR Consulting Limited

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

2	Liquidator's name
Full forename(s)	Michael
Surname	Jenkins

3	Liquidator's address
Building name/number	11 Clifton Moor Business Village
Street	James Nicolson Link
Post town	Clifton Moor
County/Region	York
Postcode	Y O 3 0 4 X G
Country	

4	Liquidator's name ①
Full forename(s)	David Adam
Surname	Broadbent

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

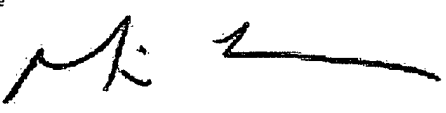
5	Liquidator's address ②
Building name/number	11 Clifton Moor Business Village
Street	James Nicolson Link
Post town	Clifton Moor
County/Region	York
Postcode	Y O 3 0 4 X G
Country	

② Other liquidator
Use this section to tell us about
another liquidator.



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6	Final account	
	<input checked="" type="checkbox"/> I have delivered the final account of the winding up to the members in accordance with Section 94(2) and attach a copy.	
7	Sign and date	
Liquidator's signature	<div>Signature</div> <div>X  X</div>	
Signature date	<div> <div>d</div>3<div>d</div>1<div>m</div>0<div>m</div>3<div>y</div>2<div>y</div>0<div>y</div>2<div>y</div>2 </div>	

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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 James Crawford

Company name Begbies Traynor (Central) LLP

Address 11 Clifton Moor Business Village
James Nicolson Link

Post town Clifton Moor

County/Region York

Postcode Y O 3 0 4 X G

Country

DX

Telephone 01904 479801



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



ECR Consulting Limited (In Member's Voluntary Liquidation)

Final Report and Account of the Liquidation

Period: 6 March 2021 to 31 March 2022

Important Notice

This report has been produced solely to comply with our statutory duty to report to members of the Company pursuant to Section 94 of the Insolvency Act 1986. This report is private and confidential and may not be relied upon, referred to, reproduced or quoted from, in whole or in part, by members for any purpose other than this report to them, or by any other person for any purpose whatsoever.

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 - 2. Time costs and disbursements
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1. INTERPRETATION

<u>Expression</u>	<u>Meaning</u>
"the Company"	ECR Consulting Limited (In Member's Voluntary Liquidation)
"the liquidators", "we", "our" and "us"	Michael Jenkins and David Adam Broadbent of Begbies Traynor (Central) LLP, 11 Clifton Moor Business Village, James Nicolson Link, Clifton Moor, York, YO30 4XG
"the Act"	The Insolvency Act 1986 (as amended)
"the Rules"	The Insolvency (England and Wales) Rules 2016 (as amended)
"secured creditor" and "unsecured creditor"	Secured creditor, in relation to a company, means a creditor of the company who holds in respect of his debt a security over property of the company, and "unsecured creditor" is to be read accordingly (Section 248(1)(a) of the Act)
"security"	(i) In relation to England and Wales, any mortgage, charge, lien or other security (Section 248(1)(b)(i) of the Act); and (ii) In relation to Scotland, any security (whether heritable or moveable), any floating charge and any right of lien or preference and any right of retention (other than a right of compensation or set off) (Section 248(1)(b)(ii) of the Act)
"preferential creditors"	Any creditor of the Company whose claim is preferential within Sections 386, 387 and Schedule 6 to the Act

2. COMPANY INFORMATION

Trading name:	ECR Consulting Ltd
Company registered number:	02829041
Company registered office:	11 Clifton Moor Business Village, James Nicolson Link, Clifton Moor, York, YO30 4XG
Former trading address:	East Burn Farm, Austfield Lane, Hillam, Leeds, LS25 5NQ

3. DETAILS OF APPOINTMENT OF LIQUIDATORS

Date winding up commenced:	6 March 2020
Date of liquidators' appointment:	6 March 2020
Changes in liquidator (if any):	None



4. PROGRESS DURING THE PERIOD

This is our final report and account of the liquidation and should be read in conjunction with the progress report to the members dated 5 May 2021.

Receipts and Payments

Attached at Appendix 1 is our abstract of receipts and payments for the period 6 March 2021 to 31 March 2022.

What work has been done in the period of the report, why was that work necessary and what has been the financial benefit (if any) to members?

Details of the types of work that generally fall into the headings mentioned below are available on our firm's website: http://www.begbies-traynorgroup.com/work_details. Under the following headings we have explained the specific work that has been undertaken on this case. Not every piece of work has been described, but we have sought to give a proportionate overview which provides sufficient detail to allow members to understand what has been done, why it was necessary and what financial benefit (if any) the work has provided to members.

The costs incurred in relation to each heading are set out in the Time Costs Analysis which is attached. There is an analysis for the period of the report and also an analysis of time spent on the case since the date of our appointment. The details below relate to the work undertaken in the period of the report only. Our previous report contains the costs of the work undertaken since our appointment.

General case administration and planning

Periodic reviews have been carried out in order to ensure that matters have progressed satisfactorily and that statutory requirements of the relevant legislation complied with.

Generally, it is necessary to maintain records to demonstrate how the case was administered and to document the reasons for any decisions that materially affect the case. Members of our staff have therefore undertaken general administrative duties in order to comply with this requirement.

Whilst this work has not benefitted the member financially, it is a necessary part of the general control of the case.

Compliance with the Insolvency Act, Rules and best practice

We have prepared a progress report on the preceding 12-month period, which was issued to the members and filed at Companies House.

We have ensured that the estate remains adequately bonded (an insurance to protect the interests of unsecured creditors and members in the asset realisations on a case).

Our support staff have also performed cashiering duties, such as banking funds, processing payments, maintaining the estate cash book and carrying out regular bank reconciliations.

This work has not benefitted the member financially but was necessary in accordance with insolvency legislation and best practice guidelines.

Realisation of assets

We continued to liaise with HM Revenue & Customs ("HMRC") in relation to the Section 458 relief claim, which ultimately resulted in a gross refund of £47,534.95 being paid. This work benefitted the member financially by realising further funds for distribution.

Dealing with all creditors' claims (including employees), correspondence and distributions

We have settled the liability in relation to the Company's leased vehicle. In addition, a historic PAYE liability was settled by way of an offset against the refund in relation to the Section 458 relief claim referred to above.

We have declared a final distribution to the Company's shareholder. This work has benefitted the member financially by facilitating the distribution of funds to her. We have provided progress updates to the member upon request.

Other matters which includes meetings, tax, litigation, pensions and travel

We have corresponded with HMRC in order to obtain tax clearance and agreement to conclude the liquidation. This work has not benefitted the member financially but was necessary to enable conclusion of the liquidation.

We have submitted returns to HMRC in respect of Corporation Tax and VAT for post-liquidation periods. The reclamation of VAT charged on the costs of the liquidation has benefitted the member financially by enhancing the funds distributed.

5. OUTCOME FOR CREDITORS

As in any liquidation, in a members' voluntary liquidation creditors are required to prove their claims and the liquidators must examine the proofs and the particulars of the claims and admit them, in whole or in part, or reject them. The liquidators must then settle the priorities of the creditors (as between secured, preferential, secondary preferential and unsecured) before paying them in full with statutory interest where applicable.

The statement of the Company's assets and liabilities embodied within the statutory declaration of solvency sworn by the director indicated that there were no outstanding creditors; however, it subsequently transpired that VAT for the final pre-liquidation was outstanding as well as a historic PAYE liability and the final monthly instalment on a vehicle lease agreement. All of these liabilities have been settled and we have obtained clearance from HM Revenue & Customs that no further amounts are due in respect of PAYE and National Insurance, Corporation Tax and VAT.

6. DISTRIBUTIONS TO MEMBERS

A first distribution of £330,000 was declared to the sole member on 10 March 2020.

A second and final distribution of £52,548.59 was declared to the member on 24 September 2021.

7. REMUNERATION & DISBURSEMENTS

Remuneration

Our remuneration has been fixed by a resolution of the member of the Company by reference to the time properly given by us (as liquidators) and the various grades of our staff calculated at the prevailing hourly

charge out rates of Begbies Traynor (Central) LLP, in attending to matters arising in the liquidation subject to us having agreed that our remuneration shall not exceed the sum of £1,500 in circumstances where the value of time given by us and our staff in attending to matters arising in the winding up exceeds this sum.

Our time costs for the period from 6 March 2021 to 31 March 2022 amount to £5,928.50, which represents 19.8 hours at an average rate of £299.42 per hour.

The following further information in relation to our time costs and expenses is set out at Appendix 2:

- ☐ Begbies Traynor (Central) LLP charging policy
- ☐ Time Costs Analysis for the period 6 March 2021 to 31 March 2022

We have drawn the sum of £1,500, in accordance with the above limit, against total time costs of £13,194 incurred since the date of our appointment. Our unbilled time costs of £11,694 have been written off as irrecoverable.

The Time Costs Analysis for the period of this report attached at Appendix 2 shows the time spent by each grade of staff on the different types of work involved in the case, and gives the total costs and average hourly rate charged for each work type. An additional analysis is also attached which details the time costs for the entire period for which we have administered the liquidation.

Please note that each analysis provides details of the work undertaken by us and our staff following our appointment only.

What was the anticipated payment for administering the case in full and did the joint liquidators receive that payment?

We estimated that the cost of administering the case would be £1,500 and the sole member provided approval for us to draw our remuneration up to that level. We have drawn remuneration in accordance with that approval.

Disbursements

We were authorised to draw disbursements for services provided by our firm and/or entities within the Begbies Traynor Group, in accordance with our firm's policy, details of which were presented to the general meeting of the Company at which various resolutions, including the special resolution that the Company be wound up voluntarily, were passed and which is attached at Appendix 2 of this report.

To 31 March 2022, we have paid and drawn disbursements totalling £76.67.

No Category 2 disbursements have been incurred or charged to the case since our appointment.

8. LIQUIDATORS' EXPENSES

No expenses have been incurred during the period of this progress report. A cumulative statement showing the total expenses incurred since the date of our appointment is attached at Appendix 3.

9. UNREALISABLE ASSETS

There are no assets that have proved to be unrealisable.

10. OTHER RELEVANT INFORMATION

Use of personal information

Please note that although the liquidation is being concluded, in discharging our remaining duties as liquidators, we may need to access and use personal data, being information from which a living person can be identified. Where this is necessary, we are required to comply with data protection legislation. If, as a shareholder, you would like further information about your rights in relation to our use of your personal data, you can access the same at <https://www.begbies-traynorgroup.com/privacy-notice>. If you require a hard copy of the information, please do not hesitate to contact our office.

Obtaining information on the remuneration of liquidators and the payment of expenses

The basis of remuneration for acting as liquidators was sought following appointment. Notwithstanding this, beneficiaries of the surplus are able to seek information on their rights in relation to the remuneration and the payment of expenses and can obtain a copy of 'Begbies Traynor Guide for Shareholders. A Guide to the Liquidators' fees – England and Wales' on our website at <https://www.begbies-traynorgroup.com/services-to/shareholders>. Alternatively, if you require a hard copy of the guide, please contact our office.

11. CONCLUSION

Following the Company's affairs being fully wound up, we will deliver our final account to the Registrar of Companies and upon delivery of which we will vacate office and be released as liquidators under Section 171(6) of the Act.

Should you require further explanation of any matters contained within this report, you should contact our office and speak to the case manager, James Crawford, in the first instance, who will be pleased to assist.



Michael Jenkins
Joint Liquidator

Dated: 31 March 2022

ECR Consulting Limited
(In Liquidation)
Joint Liquidators' Account of Receipts & Payments

Declaration of Solvency £		From 06/03/2021 To 31/03/2022 £	From 06/03/2020 To 31/03/2022 £
	ASSET REALISATIONS		
13,200.00	Book Debt	NIL	9,900.00
47,000.00	Section 458 Relief Claim	47,534.95	47,534.95
328,000.00	Cash at Bank	NIL	340,560.99
	Bank Interest (Gross)	0.44	3.62
		<u>47,535.39</u>	<u>397,999.56</u>
	COST OF REALISATIONS		
	Liquidators' Remuneration	NIL	1,500.00
	Liquidators' Disbursements	76.67	76.67
	Accountancy Fees	NIL	2,750.10
	Irrecoverable VAT	15.33	15.33
	Statutory Advertising	NIL	283.50
		<u>(92.00)</u>	<u>(4,625.60)</u>
	UNSECURED CREDITORS		
	Trade/Expense Creditor	746.42	746.42
	HM Revenue & Customs (PAYE & NIC)	1,836.21	1,836.21
	HM Revenue & Customs (VAT)	NIL	8,242.74
		<u>(2,582.63)</u>	<u>(10,825.37)</u>
	DISTRIBUTIONS		
	Ordinary Shareholders	52,548.59	382,548.59
		<u>(52,548.59)</u>	<u>(382,548.59)</u>
388,200.00		<u>(7,687.83)</u>	<u>0.00</u>
	REPRESENTED BY		
			<u><u>NIL</u></u>



TIME COSTS AND DISBURSEMENTS

- a. Begbies Traynor (Central) LLP charging policy
- b. Time Costs Analysis for the period from 6 March 2021 to 31 March 2022
- c. Cumulative Time Costs Analysis for the period from 6 March 2020 to 31 March 2022

BEGBIES TRAYNOR (CENTRAL) LLP CHARGING POLICY

INTRODUCTION

This note applies where a licensed insolvency practitioner in the firm is acting as an office holder of a solvent estate and seeks member approval to draw remuneration on the basis of the time properly spent in dealing with the case. It also applies where further information is to be provided to members regarding the office holder's fees following the passing of a resolution for the office holder to be remunerated on a time cost basis. Best practice guidance¹ requires that such information should be disclosed to those who are responsible for approving remuneration.

In addition, this note applies where member approval is sought to make a separate charge by way of expenses or disbursements to recover the cost of facilities provided by the firm. Best practice guidance² indicates that such charges should be disclosed to those who are responsible for approving the office holder's remuneration, together with an explanation of how those charges are calculated.

OFFICE HOLDER'S FEES IN RESPECT OF THE ADMINISTRATION OF SOLVENT ESTATES

The office holder has overall responsibility for the administration of the estate. He/she will delegate tasks to members of staff. Such delegation assists the office holder as it allows him/her to deal with the more complex aspects of the case and ensures that work is being carried out at the appropriate level. There are various levels of staff that are employed by the office holder and these appear above.

The firm operates a time recording system which allows staff working on the case along with the office holder to allocate their time to the case. The time is recorded at the individual's hourly rate in force at that time which is detailed above.

EXPENSES INCURRED BY OFFICE HOLDERS IN RESPECT OF THE ADMINISTRATION OF SOLVENT ESTATES

Best practice guidance classifies expenses into two broad categories:

- *Category 1 disbursements (approval not required)* - specific expenditure that is directly related to the case and referable to an independent external supplier's invoice. All such items are charged to the case as they are incurred.
- *Category 2 disbursements (approval required)* - items of expenditure that are directly related to the case which include an element of shared or allocated cost and are based on a reasonable method of calculation, but which are not payable to an independent third party.

(A) The following items of expenditure are charged to the case (subject to approval):

- Internal meeting room usage for the purpose of statutory meetings of creditors is charged at the rate of £100 per meeting; and
- Car mileage is charged at the rate of 45p per mile.

(B) The following items of expenditure will normally be treated as general office overheads and will not be charged to the case although a charge may be made where the precise cost to the case can be determined because the item satisfies the test of a *Category 1 disbursement*:

- Telephone and facsimile
- Printing and photocopying
- Stationery

¹ Statement of Insolvency Practice 9 (SIP 9) – Remuneration of insolvency office holders in England & Wales

² Ibid 1



BEGBIES TRAYNOR (CENTRAL) LLP CHARGE-OUT RATES

Begbies Traynor is a national firm. The rates charged by the various grades of staff that may work on a case are set nationally, but vary to suit local market conditions. The rates applying to the York office as at the date of this report are as follows:

Grade of staff	Charge-out rate (£ per hour) 1 December 2018 – until further notice
Partner	495
Director	445
Senior Manager	395
Manager	345
Assistant Manager	250
Senior Administrator	225
Administrator	175
Junior Administrator	140
Support	140

Time spent by support staff such as secretarial, administrative and cashiering staff is charged directly to cases. It is not carried as an overhead.

Time is recorded in 6 minute units.

[illegible]

CUMULATIVE STATEMENT OF EXPENSES

Type of expense	Name of party with whom expense incurred	Amount incurred £
Expenses incurred with entities not within the Begbies Traynor Group		
Accountancy fees	UHY Calvert Smith LLP	2,750.10
Statutory advertising	Courts Advertising Ltd	283.50
Bond	Marsh Ltd*	72.50
Swear fee	Harrowells Ltd*	4.17

* Paid by Begbies Traynor (Central) LLP and reimbursed as Category 1 disbursements.