

# Liquidators' Progress Report

**S.192**

Pursuant to section 92A, 104A and 192 of The Insolvency Act 1986

To the Registrar of Companies

Company Number

04569452

(a) Insert full name of  
companyName of Company  
(a) European Caravan Services Limited(b) Insert full name(s)  
and address(es) of  
liquidator(s):I / We (b) John William Butler and Andrew James Nichols  
of Redman Nichols Butler  
Maclaren House, Skerne Road, Drifffield, YO25 6PNthe liquidator(s) of the company attach a copy of our Progress Report under  
Section 192 of the Insolvency Act 1986

The Progress Report covers the period from 6 May 2011 to 5 May 2012

Signed

Dated



2/7/12

**Contact Details:**Presenter's name, address and  
reference (if any)

|           |             |
|-----------|-------------|
|           |             |
|           |             |
|           | Tel         |
| DX Number | DX Exchange |

When you have completed and signed this form please send it to the Registrar of Companies at  
Companies House, Crown Way, Cardiff, CF14 3UZ DX 33050 Cardiff

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04/07/2012

#298

COMPANIES HOUSE

WEDNESDAY

**European Caravan Services Limited – in liquidation**  
**Joint Liquidators' progress report on the conduct of the**  
**liquidation from 6 May 2011 to 5 May 2012 and to date**

**Statutory information**

Company number: 04569452  
 Name of company: European Caravan Services Limited  
 Previous name(s) of company (if any): none  
 Trading name / style under which: As above

- Company carried on business and
- Any debt owed to a creditor was incurred

Type of Liquidation: Creditors Voluntary Liquidation  
 Address of Registered office: Maclaren House, Skerne Road, Driffield, YO25 6PN  
 Principal trading address: Eastern House, Ottringham Road, Keyingham, East Yorkshire, HU12 9RX  
 Liquidator(s) name(s), address(es) and contact number: J W Butler and A J Nichols  
 Maclaren House Skerne Road, Driffield, YO25 6PN  
 T 01377 257788  
 Office holder number(s): 9591 & 8367  
 Date of appointment: 6 May 2011

**Asset realisations**

Our work in realising the assets of the company as disclosed on the statement of affairs can be summarised as follows:-

| Asset                                 | Estimated to realise per statement of affairs (£) | Actual realisations (£) | Comments  |
|---------------------------------------|---|-------------------------|---|
| Static Caravan                        | uncertain   | 0                       | The caravan was subject to a hire purchase agreement, which was in arrears at the start of the liquidation. The caravan was repossessed by the finance company.                       |
| Book Debts subject to invoice finance | Uncertain   | 0                       | The majority of the company's debtor accounts were subject to an invoice finance agreement with RBS Invoice Finance. No surplus funds have been received into the liquidation estate. |

|                              |       |       |  |
|------------------------------|-------|-------|--|
| Cash in hands of accountants | 2,764 | 2 764 | This was monies collected from customers of the company and realised from the sale of tools and equipment prior to the start of the liquidation  |
| Motor vehicle                | 5,100 | 5,100 | The motor vehicle was sold following the start of the liquidation, on the advice of Gilbert Baitsons, professional auctioneers and valuers to ECS Transport & Repair Ltd, a company owned and controlled by S&P Mills, directors of European Caravan Services Ltd. The agents recommended the sale as it represented a good return to the estate |
| Book debts                   | 1,000 | 172   | A number of customers were not subject to the invoice finance agreement. It transpired that some accounts had been settled prior to liquidation, in the circumstances significant further realisations are not anticipated   |

### **The prescribed part**

The provisions of Section 176A of The Insolvency Act 1986 relating to a prescribed part are relevant in these proceedings as there are floating charge created after September 2003

### **Dividend prospects and agreement of preferential and non preferential unsecured creditors**

A return to either class of unsecured creditor is not anticipated. In the circumstances and in accordance with a resolution of the first meeting of the creditors held on 6 May 2011, we have not sought to agree formally creditors' claims in this case.

### **Liquidation committee**

At the first meeting of the creditors held on 6 May 2011, the creditors resolved not to appoint a liquidation committee.

### **Statement of Insolvency Practice 2 – A liquidator's investigation into the affairs of an insolvent company**

I have carried out the liquidator's duty to investigate the affairs of the company to that extent necessary to comply with best practice as provided by the provisions of Statement of Insolvency Practice 2 entitled "A liquidator's investigation into the affairs of an insolvent company". No matters have been identified which warrant further action.

### **Statement of Insolvency Practice 13 – Acquisition of assets of insolvent companies by directors**

Statement of Insolvency Practice 13 provides that I am required to disclose to creditors and members at the first available opportunity after my appointment any transactions with connected parties made after my appointment.

In this case, as detailed above a vehicle was sold to ECS Transport & Repair Ltd another company owned and controlled by the directors. The sale was undertaken on the advice of professional agents, Gilbert Baitson of Hull as it represented the best return for the benefit of the liquidation estate.

### **Company Directors Disqualification Act 1986**

I have complied with my duties under the provisions of the Company Directors Disqualification Act 1986. However, I am not able to disclose to creditors the content of my report.

### **Convening costs**

At the first meeting of creditors held on 6 May 2011, the creditors resolved that the costs of my firm and Walsh & Co for assistance in convening the meeting of creditors and preparing the directors' statement of affairs were to be based on time costs at those firm's current charge out rates plus expenses properly incurred.

My firm's time costs in attending to those instructions and how these costs were incurred are shown as follows,

| Grade of staff       | Hours/Mins   | Value (£)    | Rate (£)   |
|----------------------|--------------|--------------|------------|
| Partner              | 1/0          | 280          | 280        |
| Manager              | 23/10        | 4,898        | 211        |
| Assistant manager    | 0/20         | 58           | 175        |
| <b>Total/Average</b> | <b>24/30</b> | <b>5,236</b> | <b>214</b> |

In accordance with that resolution, my firm has received £3,500 plus VAT and expenses of £92 plus VAT. Walsh & Co have been paid £3,000 in this regard.

### **Statement of Insolvency Practice 9 – Remuneration of insolvency office holders**

Statement of Insolvency Practice 9 provides that I am required to disclose to creditors my firm's time costs to date, together with an analysis of the types of work that we have undertaken in administering this case. In addition, I am required to disclose how much has been drawn by my firm from estate funds in respect of remuneration and on what basis these sums were drawn as well as who and when these sums were sanctioned.

A creditors' guide to Insolvency Practitioner's fees is available at [www.insolvency-practitioners.org.uk](http://www.insolvency-practitioners.org.uk). A copy of the creditors' guide to Redman Nichols Butler fees and expenses is attached to this report.

Attached is a summary of my total time costs to date together with a summary of my time costs for this period of this progress report.

### ***My firm's current charge out rates***

My firm's charge out rates are as follows -

| Grade | Rate (£) to 31 April 2011 | Rate (£) from 1 May 2011 |
|-------|---------------------------|--------------------------|
|-------|---------------------------|--------------------------|

|                   |     |     |
|-------------------|-----|-----|
| Partner           | 280 | 280 |
| Senior Manager    | 230 | 250 |
| Manager           | 205 | 230 |
| Assistant Manager | 175 | 205 |
| Administrator     | 155 | 155 |
| Support staff     | 90  | 90  |

***My firm's time costs to date in administering this case and an estimated analysis of the types of work carried out on it***

My firm's time costs for the year ended 5 May 2012 in dealing with the proper administration of this liquidation total £6,594 21. the time costs to date are £6,694 05 Estimated analysis by reference to the types of work carried out on this liquidation are attached to this report

The description of the types of work involved in each category is detailed below

- Administration and Planning – Includes dealing with all statutory matters required by legislation and professional guidelines including periodic returns and reports, internal case review and case progression matters including planning, set-up and maintenance of records
- Realisation of Assets – Includes dealing with agents regarding the realisation of the Company assets as well as obtaining valuations of any assets and the collection of assets
- Investigation – Review of the Company records and the general investigation required towards the submission of returns pursuant to the Company Directors Disqualification Act 1986
- Trading – Communication with employees, suppliers and customers and monitoring the ongoing trading position
- Creditors – General communication, receipt and agreement of claims

***Funds drawn to date on account of remuneration***

I advise that, to date, we have drawn no monies in respect of our firm's remuneration

***Basis of amount of remuneration, who agreed that basis and when***

At the first meeting of the creditors held on 6 May 2011 the creditors resolved that the fees of my firm should be based on the amount of time spent in properly dealing with the administration of this liquidation, charged out at my firm's prevailing charge out rates.

***Redman Nichols Butler expenses***

Attached to this report is a breakdown of the expenses incurred To date, my firm has recovered £192 70 in respect of those expenses

### ***Creditors' request for further information***

Rule 4 49E of the Insolvency Rules 1986 states that, within 21 days of receipt of this draft report -

- i) a secured creditor, or
- ii) a unsecured creditor with the concurrence of at least 5% in value of the unsecured creditors (including the creditor in question), or

with the permission of the court upon an application made within the 21 days any unsecured creditor may make a request in writing to the liquidator for further information about remuneration or expenses set out in the draft report

The liquidator must, within 14 days of receipt of the request, respond accordingly

### **Right of challenge**

If a creditor believes that the office holders' remuneration is, in all the circumstances excessive, the basis inappropriate, or the expenses incurred by the office holder are, in all the circumstances, excessive he may, provided certain conditions are met, apply to the court

The application to court may be made by

- Any secured creditor, or any unsecured creditor with either the concurrence of at least 10% in value of the creditors (including that creditor) or the permission of the court

The application must, subject to any order of the court, be made no later than 8 weeks (or, in a case falling within Rule 4 108 (creditors' meeting to receive liquidator's resignation), 4 weeks) after receipt by the applicant of the progress report, or the draft final report under Rule 4 49D, which first reports the charging of the remuneration or the incurring of the expenses in question

### **Professionals engaged to assist the liquidator to carry out his duties**

A summary of the other professionals engaged by me to assist me to carry out my duties is as follows -

| <b>Firm</b>     | <b>Fees paid to date (£)</b> | <b>Basis of those fees</b> | <b>Brief description of work carried out</b> | <b>Basis of review of reasonableness of fees</b> |
|-----------------|------------------------------|----------------------------|--|--|
| Gilbert Bailson | 300                          | Commission                 | Valuation and advice regarding assets        | verified   |

### **Conclusion**

Our administration of the liquidation continues We shall report further to members and creditors in due course



JW Butler  
Joint Liquidator  
28 June 2012

To 5 May 2012

| HOURS                           |         |          |                           |                            |             |             |                       |
|---------------------------------|---------|----------|---------------------------|----------------------------|-------------|-------------|-----------------------|
| Classification Of work Function | Partner | Manager  | Other Senior Professional | Assistants & Support Staff | Total Hours | Time Cost £ | Average Hourly Rate £ |
| Administration & Planning       | 0 00    | 7 25     | 5 58                      | 1 50                       | 14 33       | 3,044 59    | 212 41                |
| Investigations                  | 0 00    | 7 75     | 0 00                      | 0 00                       | 7 75        | 1,782 50    | 230 00                |
| Realisation of Assets           | 0 00    | 4 00     | 0 00                      | 0 00                       | 4 00        | 920 04      | 230 00                |
| Creditors                       | 0 00    | 1 08     | 2 92                      | 0 00                       | 4 00        | 847 08      | 211 77                |
| Trading                         | 0 00    | 0 00     | 0 00                      | 0 00                       | 0 00        | 0 00        | 0 00                  |
| Total Fees Claimed £            | 0 00    | 4,619 22 | 1,742 49                  | 232 50                     |             | 6,594 21    |                       |
| Total Hours                     | 0 00    | 20 08    | 8 50                      | 1 50                       | 30 08       |             |                       |
| Average Rate                    | 0 00    | 230 00   | 205 00                    | 155 00                     |             |             |                       |

CATEGORY 1 + 2 DISBURSEMENTS

| Type & Purpose |                             |                                    | Amount £      |
|----------------|-----------------------------|------------------------------------|---------------|
| 06/05/2011     | Category 1 - Stationery     | Archive boxes                      | 27 00         |
| 13/05/2011     | Category 1 - Company Search |                                    | 10 00         |
| 13/05/2011     | Category 1 - Stationery     | Notice of appointment to creditors | 7 18          |
| 13/05/2011     | Category 1 - Postage        | Notice of appointment to creditors | 28 52         |
| 24/05/2011     | Category 1 - Advertising    | Appointment of liquidator          | 120 00        |
| 08/06/2011     | Category 1 - Stationery     | Archive boxes                      | 2 25          |
| 13/06/2011     | Category 1 - Bordereau      |                                    | 60 00         |
|                |                             |                                    | <b>254 95</b> |

**Redman Nichols****TIME & CHARGEOUT SUMMARIES**

European Caravan Services Ltd

To 28 Jun 2012

| HOURS                           |         |          |                           |                            |             |             |                       |
|---------------------------------|---------|----------|---------------------------|----------------------------|-------------|-------------|-----------------------|
| Classification Of work Function | Partner | Manager  | Other Senior Professional | Assistants & Support Staff | Total Hours | Time Cost £ | Average Hourly Rate £ |
| Administration & Planning       | 0 00    | 7 42     | 5 88                      | 1 50                       | 14 80       | 3,144 43    | 212 46                |
| Investigations                  | 0 00    | 7 75     | 0 00                      | 0 00                       | 7 75        | 1,782 50    | 230 00                |
| Realisation of Assets           | 0 00    | 4 00     | 0 00                      | 0 00                       | 4 00        | 920 04      | 230 00                |
| Creditors                       | 0 00    | 1 08     | 2 92                      | 0 00                       | 4 00        | 847 08      | 211 77                |
| Trading                         | 0 00    | 0 00     | 0 00                      | 0 00                       | 0 00        | 0 00        | 0 00                  |
| Total Fees Claimed £            | 0 00    | 4,657 56 | 1,803 99                  | 232 50                     |             | 6,694 05    |                       |
| Total Hours                     | 0 00    | 20 25    | 8 80                      | 1 50                       | 30 55       |             |                       |
| Average Rate                    | 0 00    | 230 00   | 205 00                    | 155 00                     |             |             |                       |

**CATEGORY 1 + 2 DISBURSEMENTS**

| Type & Purpose |                             |                                    | Amount £      |
|----------------|-----------------------------|------------------------------------|---------------|
| 06/05/2011     | Category 1 - Stationery     | Archive boxes                      | 27 00         |
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| 13/06/2011     | Category 1 - Bordereau      |                                    | 60 00         |
|                |                             |                                    | <b>254 95</b> |



## European Caravan Services Limited - in liquidation

Receipts and payments account from 6 May 2011 to 5 May 2012 and to date, 28 June 2012

|  | To 5/5/2012  | To date      |
|--|--------------|--------------|
| Receipts                                       | £            | £            |
| Cash in hands of accountants                   | 2,764        | 2,764        |
| Book debts                                     | 172          | 172          |
| Sale of motor vehicles                         | 5 100        | 5 100        |
| Bank interest                                  | 7            | 7            |
| <b>Total receipts</b>                          | <b>8,043</b> | <b>8,043</b> |
| <b>Costs and expenses of liquidation</b>       |              |              |
| Agents costs                                   | 300          | 300          |
| Convening costs                                | 6 500        | 6 500        |
| Convening expenses                             | 92           | 92           |
| Office holders expenses                        | 193          | 193          |
| VAT-recoverable                                | 60           | 60           |
| <b>Total costs and expenses of liquidation</b> | <b>7,145</b> | <b>7,145</b> |
| <b>Balance in hand</b>                         | <b>898</b>   | <b>898</b>   |