

**DML Resources Limited (In Liquidation)**  
**Liquidators' Thirty First Report**  
**For the period from 7 November 2013 to 6 May 2014**

**1 PROGRESS OF THE ADMINISTRATION OF THE LIQUIDATION**

On 7 May 1998, DML Resources Limited ("the company") was placed in liquidation by the High Court at Auckland.

Pursuant to Section 255(2)(d) of the Companies Act 1993 ("the Act"), the liquidators herewith report on the progress of the liquidation. This thirty first report should be read in conjunction with the liquidators' previous reports. This report is being filed with the Registrar of Companies only, and is also on our website.

We attach below a statement of receipts and payments for the last six months and also for the period of the liquidation.

**2 RESTRICTIONS**

This report has been prepared in accordance with section 255(2)(d) of the Act. Whilst all care and attention has been taken in compiling this report, we do not accept any liability whatsoever to any party as a result of the circulation, publication, reproduction or use of this report.

We reserve the right (but are under no obligation) to review and, if we consider necessary, revise this report in respect of any information existing at the date of this report which becomes known to us after that date.

**3 CONDUCT OF THE LIQUIDATION DURING THE PRECEDING SIX MONTHS**

***Asset Realisations***

- 3.1** All assets of DML have been realised other than the ongoing recovery from Malaysia detailed in section 4 of this report.

#### **4 DML MALAYSIA**

The liquidators and their joint venture partners have negotiated a confidential settlement of the outstanding legal proceedings.

The liquidators confirm that six instalments of the settlement have been received.

These receipts are now funding further distributions to unsecured creditors. The last distribution occurred on 14 June 2013. In our last report we advised that it was likely we would be making a further distribution in early 2014. Unfortunately the funds we hold are not quite enough to allow that to occur. We expect further funds within the next month, at which time a further distribution will be made.

#### **5 DISTRIBUTIONS**

To date, the liquidators have paid 78 cents in the dollar to all admitted unsecured creditors. In addition, payment of \$1,371,171 (19 cents in the dollar on \$7,216,692 of entitled creditors) has also been made from the Voidable Preference Trust to those creditors entitled to the funds in that trust. These creditors have therefore received distributions totalling 97 cents in the dollar.

#### **6 INVESTIGATIONS**

The liquidators have completed their investigations into the books, records and affairs of the company.

#### **7 CREDITORS' CLAIMS**

There has been no change in the number or value of creditors claims received and admitted.

#### **8 FUNDS**

As at 6 May 2014 the liquidation has approximately \$372,069 in funds.

We attach below a statement of receipts and payments for the last six months, and separately for the duration of the liquidation.

#### **9 ESTIMATED DATE OF COMPLETION**

The completion of this liquidation is dependent upon conclusion of the settlement with the Malaysian joint venture company. This is expected to be in approximately four years' time.


#### **10 CONTACT DETAILS**

Enquiries should be directed to Boris van Delden on DDI (09) 306 3342 or by email to [bvandelden@mvp.co.nz](mailto:bvandelden@mvp.co.nz).

The Liquidators can be contacted at:

McDonald Vague Limited  
Level 10, 52 Swanson Street, Auckland 1010

P O Box 6092, Wellesley Street  
Auckland 1141



BORIS VAN DELDEN  
LIQUIDATOR

DATED this 4 day of June 2014

BVD/gck/220  
DML/Reports/4101 Thirty First Report

# Realisations and Distributions

## DML Resources Limited (In Liquidation) 7 November 2013 to 6 May 2014

Realisations	Cash Received \$
<b>Opening Balance of Funds (per 30<sup>th</sup> report)</b>	<b>220,456</b>
Settlement with DML MRP	103,941
Intercompany Loan Repayment	75,264
Interest Received	3,810
Sundry	152
<b>Total Realisations</b>	<b>\$183,167</b>
<b>Payments</b>	
<b>Liquidators Fees</b>	
Liquidators Fees	26,753
Disbursements	124
<b>Total Liquidators Fees</b>	<b>\$26,877</b>
<b>Other Costs of Liquidation</b>	
Legal Fees - General	-
Accounting – DML Minerals	-
DML Resources (Malaysia) Sdn Bhd Financial Support	3,585
Bank Fees	56
Residents Withholding Tax	1,036
<b>Total Costs of Liquidation</b>	<b>\$4,677</b>
<b>Distributions</b>	
Fourth Distribution to Unsecured Creditors	-
<b>Total Distributions to Unsecured Creditors</b>	<b>\$-</b>
<b>Total Payments</b>	<b>\$31,554</b>
<b>BALANCE HELD</b>	<b>\$372,069</b>

Note: the above figures are GST exclusive

# Realisations and Distributions

## DML Resources Limited (In Liquidation) 7 May 1998 to 6 May 2014

Realisations		Cash Received \$
Funds from Receiver	1,114,159	
Funds from Debentureholder	240,000	1,354,159
<b>New Zealand Assets</b>		
Debtors	32,791	
Plant and Equipment	342,150	
Truck Sales	129,200	
Sundry Assets	5,424	
Funding for DML Malaysia	69,281	578,846
<b>Overseas Assets</b>		
Chile	177,563	
Hong Kong	84,286	
Indonesia	72,077	333,926
<b>Settlements</b>		
Settlement with DML MRP	635,262	
Intercompany Loan Repayment	455,355	
Settlement – Action against Director	7,850,000	
Auriferous Settlement	100,000	
Coeur Gold (Excluding GST)	2,440,641	
Diesel Propulsion/Wiri Land	140,000	
DML Pty Australia Dividend	1,061,138	
Glencoal Settlement	27,500	
Solid Energy	375,000	13,084,896
<b>Refunds from Inland Revenue Department</b>		
Pre-Liquidation GST Refunds	1,774,228	
Residents Withholding Tax Refund	106,829	
Income Tax Refund	390,859	
DML Minerals GST Refund	450	2,272,366
<b>Miscellaneous</b>		
Insurance Refund	55,696	
Interest Received	967,514	
Legal Costs Recovered	14,412	
Sale of Shares	27,293	
Sundry	14,156	
Recovery of Financial Support to Cobalt SG Limited	26,953	1,106,024
<b>Total Realisations</b>		<b>\$18,730,217</b>

**Payments****Liquidators Fees**

Liquidators Fees		3,589,360
Disbursements		211,378
<b>Total Liquidators Fees</b>		<b>\$3,800,738</b>

**Other Costs of Liquidation****Legal Fees**

Actions against Directors	1,098,598	
Auriferous	32,059	
Chile Funds	27,958	
China Receivables	83,471	
Coeur Gold (Including Consultants)	1,071,431	
Creditor Claims	45,636	
Debenture	40,099	
Diesel Propulsion	47,477	
DML Pty Limited (In Liquidation)	30,419	
Solid Energy	42,937	
Voidable Transactions	33,523	
General	169,666	2,723,274

**Other Professional Fees**

Accounting – DML Minerals	2,578	
Accounting	18,052	
Consulting Fees	41,337	
Computer Support	2,388	
Tax Advice	94,308	158,663

**Financial Support to Related Companies**

Financial Support – Cobalt SG Limited	37,952	
DML Resources (Asia) Limited	144,548	
DML Resources (Malaysia) Sdn Bhd	140,351	322,851

**Liquidation Operating Costs**

Accident Compensation Corporation Costs	14,856	
Advertising	4,640	
Bank Fees	3,066	
Insurance	21,532	
Printing and Photocopying	29,705	
Storage – Vehicles, Records and Engines	95,451	
Vehicle Expenses and Transportation Costs	15,287	
Wages	7,822	
Sundry	19,942	212,301

**Inland Revenue Department**

Fringe Benefit Tax	2,460	
Residents Withholding Tax	69,342	71,802

<b>Total Costs of Liquidation</b>		<b>\$3,488,891</b>
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<b>Settlements and Distributions to Creditors</b>	
Applicant Creditor Costs ors	2,155
Inland Revenue Department – PAYE, GST	1,035
Settlement of Creditors’ Claims	830,147
First Distribution to Unsecured Creditors	662,627
Second Distribution to Unsecured Creditors	7,869,675
Third Distribution to Unsecured Creditors	1,311,613
Fourth Distribution to Unsecured Creditors	391,267
<b>Total Settlements and Distributions to Creditors</b>	<b>\$11,068,519</b>
<b>Total Payments</b>	<b>\$18,358,148</b>
<b>BALANCE HELD</b>	<b>\$372,069</b>

**Note:** the above figures are GST exclusive