



North South Finance Limited (In Liquidation)

Liquidators' Twenty Third Report to Creditors and Shareholders For the period from 17 March 2021 to 16 September 2021

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1 INTRODUCTION AND APPOINTMENT

Boris van Delden (Licence No: IP57) and Iain McLennan (Licence No: IP82), Licensed Insolvency Practitioners of Auckland, were appointed jointly and severally as liquidators of North South Finance Limited ("the company") on 17 September 2010 by the High Court at Auckland.

Grant Robert Graham and Brendon James Gibson were appointed Joint and Several Receivers and Managers of the assets and undertakings of the Company on 8 July 2010, pursuant to a Debenture Trust Deed dated 10 August 2001 granted in favour of Covenant Trustee Company Limited ("the Trustee"). On 13 March 2018 Brendon James Gibson and Grant Robert Graham, Receivers (KordaMentha) ceased to act.

Pursuant to Section 255(2)(d) of the Companies Act 1993 ("the Act"), the liquidators herewith report on the progress of the liquidation. This twenty third report should be read in conjunction with the liquidators' previous reports. This report is being sent to all shareholders and all creditors who have filed a claim in the liquidation.

A Statement of Realisations and Distributions is **attached**.

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

Reparation of \$18,900 was made by a former director.

4 INVESTIGATIONS

Given the above recoveries for investors, the liquidators consider that it is highly unlikely that any further litigation recoveries will be commenced based on a cost benefit analysis taking into account the small amount of unsecured trade creditors.

Approximately \$11,000 is unclaimed by investors entitled to distributions. Please contact the liquidators if you consider you have missed a distribution payment.

The liquidators expect to pay these funds to unclaimed monies and complete the liquidation if these funds are not claimed within the next 2 months from the date this report is signed.

5 CREDITORS' CLAIMS

5.1 *Preferential Creditors*

No preferential claims have been received. The receivers also report that they are unaware of any Inland Revenue Department debt.

5.2 *Unsecured Creditors*

We have received four unsecured claims totalling \$20,395.

6 LIQUIDATORS' FEES

Liquidators' fees totalling \$36,825 (exclusive of GST) have been received by the liquidators at the date of this report.

Our total time and costs are set out below.

Liquidators' fees at the date of this report are \$79,297. The fees are based on 266.1 hours of work undertaken as follows:

Work Category	Hours	\$
Appointment functions	25.7	6,479
Asset realisations	19.6	7,340
Creditors' claims, enquiries and Statutory reports	35.0	7,875
Management	20.1	5,512
Taxation	3.6	610
Investigations	162.1	51,481
Total Time and Costs	266.1	\$79,297

Liquidators' fees in a Court ordered liquidation are to be approved by the Court and if required a retrospective application for fee approval will be made by the liquidators.

Section 284 (1) of the Act provides that an application (with the leave of the Court) may be made by a creditor, shareholder or director of a company in liquidation to review or fix the remuneration of the liquidators. In circumstances where no application has been made to review or fix the liquidators' remuneration the Court will be less inclined to rigorously examine the fees submitted by the liquidators for subsequent approval.

7 FUNDS / LIKELY OUTCOME

The receivers report there was a shortfall on the amounts due to the secured creditors. There is therefore unlikely to be any distribution for unsecured creditors.

8 MATTERS DELAYING THE COMPLETION OF THE LIQUIDATION

The following matter is outstanding:

- Pay distributions to unclaimed monies
- Completion of the liquidation.

9 ESTIMATED DATE OF COMPLETION

The liquidators give notice that the liquidation will be completed within the next six months.

10 CONTACT DETAILS

Enquiries should be directed to the writer on DDI (09) 303 9512 or by email to imclennan@mvp.co.nz.

The Liquidators can be contacted at:

McDonald Vague Limited
Level 10, 33 Federal Street
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P O Box 6092
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IAIN McLENNAN (Licence No: IP82)
LIQUIDATOR

DATED this 15th day of October 2021

Realisations and Distributions

North South Finance Limited (In Liquidation) 17 September 2010 to 16 September 2021

Realisations	Cash Received \$
Surplus from Receivership	17,837
Unpresented Cheques from Receivers Distribution to Creditors	11,393
Reparation Payment	18,900
Interest	2
Total Realisations	\$48,132
Payments	
Liquidators Fees	
Liquidators Fees	36,825
Disbursements	14
Total Liquidators Fees	\$36,839
Other Costs of Liquidation	
Inland Revenue Department - Penalties	200
Total Costs of Liquidation	\$200
 Total Payments	 \$37,039
 BALANCE HELD	 \$11,093

Note: the above figures are GST exclusive