



## **WRIGHT BROTHERS CONTRACTING (2018) LIMITED (IN LIQUIDATION)**

Company number: 6963994  
NZBN: 9429046952592

**Liquidators' Final Report to Creditors and  
Shareholders**

28 January 2022

## 1. Introduction

Wright Brothers Contracting (2018) Limited (In Liquidation) (“the Company”) was placed into liquidation by special resolution of the shareholders pursuant to Section 241(2)(a) of the Companies Act 1993 (“the Act”) on the 29<sup>th</sup> day of November 2021 at 9:20am. Paul Thomas Manning (IP39) and Kenneth Peter Brown (IP10), both Chartered Accountants and Licensed Insolvency Practitioners of Tauranga, were appointed as Joint and Several Liquidators of the company.

In addition to our statutory obligations, we are also bound by the RITANZ Code of Professional Conduct (“Code”) when carrying out all professional work relating to our appointment as Liquidators.

In accordance with sections 257(1)(a)(i) and 257(1)(c) of the Act we are obliged to report to all creditors and shareholders that the liquidation has been completed. This report should be read in conjunction with our previous report pursuant to section 255 (2)(d) of the Act.

## 2. Restrictions

This report is not intended for general circulation, nor is it to be reproduced or used for any purpose other than that outlined above without our written permission in each specific instance.

We do not assume any responsibility or liability for any losses occasioned to any party as a result of the circulation, publication, reproduction or use of this report contrary to the provisions of this paragraph.

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

## 3. Background

The Company was contracted to Jaks Haulage in Reporoa and carried general freight all over New Zealand. BIC Code I461040.

## 4. Liquidators' Actions

The Liquidators have liaised with parties including Inland Revenue, the Companies Office, the New Zealand Gazette and the Accident Compensation Corporation, and completed a review of all information received.

The Liquidators advertised their appointment in the relevant publications and made a call for creditor claims. The Liquidators also directly contacted all known creditors and answered any queries they may have had. The Liquidators subsequently reviewed all completed creditor claim forms received.

All secured assets have been disclaimed.

The Liquidators reviewed the actions of the director with consideration as to whether there were any potential breaches of appropriate sections of the Companies Act 1993. The Liquidators' investigations included interviewing the director, examining the Company's financial statements and considering the Company's bank transactions. Nothing arose from these investigations that may be of benefit to creditors of the Company.

The liquidation was completed at the date and time that this report was filed with the Registrar.

#### 4.1 Schedule of Receipts and Payments

There were no funds or remuneration in this job. Attached as **Appendix 1** is a statement of advances from BDO and payments for the liquidation.

#### 4.2 Asset Realisations

##### *Debtors*

None

##### *Assets disclaimed or distributed without realisation*

The vehicles all had charges registered over them and were in a condition that would not have resulted in any equity for the Liquidators. The contracts were disclaimed and the assets returned.

#### 4.3 Creditor Claims

##### *Secured Creditors*

The secured creditors are all still owed money after the sale of vehicles; Kiwi Asset Finance Limited \$37,635.50 & Speirs Finance \$71,732.08. Heartland Bank also had a car returned to them but have not reported on the loss on sale at this stage.

##### *Preferential Creditors*

Inland Revenue have filed a preferential claim of \$41,252.69 and Ministry of Justice \$13,140.00.

##### *Unsecured Creditors*

Claims totalling \$56,262.79 have been received to date.

#### 4.4 Other Matters

There are no funds available for distribution.

### **5. Liquidators' Statement**

All known assets have been disclaimed, realised or distributed without realisation.

All proceeds of realisation have been distributed.

The Company is ready to be removed from the New Zealand Register of Companies.

For the purposes of regulation 9(g) of the Companies (Reporting by Insolvency Practitioners) Regulations 2020, the liquidation of the Company is completed at the date and time the notice is provided to the Registrar of Companies.

### **6. Removal from New Zealand Register of Companies**

As Liquidators, we are obliged to give public notice of the intention to have the Company removed from the Register of Companies. A copy of our notice is attached as **Appendix 2**.

The attention of all creditors and shareholders is drawn to section 321 of the Act which provides that, where public notice is given of an intention to remove a company from the Register, any person may send or deliver to the Registrar, not later than the date specified in the notice, an objection to the removal on any one or more of the following grounds:

- (a) That the company is still carrying on business or there is other reason for it to continue in existence; or

- (b) That the company is party to legal proceedings; or
- (c) That the company is in Receivership, or Liquidation, or both; or
- (d) That the person is a creditor, or a shareholder, or a person who has an undischarged claim against the company; or
- (e) That the person believes that there exists, and intends to pursue, a right of action on behalf of the company under Part IX of this Act; or
- (f) That for any other reason, it would not be just and equitable to remove the company from the New Zealand register.

Creditors and shareholders should be aware of section 321(2)(b)(ii) of the Act which provides that a claim by a shareholder or any other person against a company is not an “undischarged claim” if a receiver or liquidator has notified the shareholder or that person that the company has no surplus assets.

## 7. Contact information

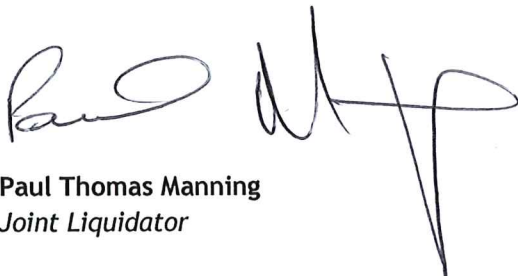
If you require any further information, please direct enquiries to:

Denise Cooper  
Phone: 07 571 6280  
Email: denise.cooper@bdo.co.nz

BDO Tauranga Limited  
PO Box 15660  
TAURANGA 3144

Level 1  
525 Cameron Road  
TAURANGA 3110

Dated this 28 January 2022



Paul Thomas Manning  
*Joint Liquidator*

### **Appendices**

- Appendix 1 - Statement of Receipts and Payments
- Appendix 2 - Notice of Intention to Remove



## APPENDICES

### Appendix 1 - Statement of Receipts and Payments

Wright Brothers Contracting (2018) Limited (In Liquidation)	
Joint Liquidators' Summary of Receipts and Payments	
29 November 2021 to 28 January 2022	
<b>RECEIPTS</b>	<b>Total (NZD)</b>
BDO Practise Advances	1,571.31
IRD Refund	135.87
	<u>1,707.18</u>
<b>PAYMENTS</b>	
GST on Expenses	135.87
Insurance	905.81
Legal Fees	665.50
	<u>1,707.18</u>



## Appendix 2 - Notice of Intention to Remove

Wright Brothers Contracting (2018) Limited (In Liquidation)  
Company Number 6963994  
("the Company")

### Notice of Intention to Remove Company from Register (Pursuant to Section 320 of the Companies Act 1993)

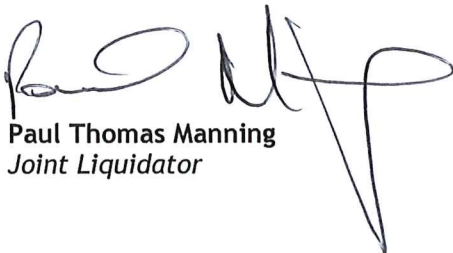
Paul Thomas Manning and Kenneth Peter Brown, joint and several liquidators of the Company whose registered office is situated at:

BDO Tauranga Limited  
Level 1, The Hub  
525 Cameron Road  
PO Box 15660  
TAURANGA 3144

Hereby give notice that pursuant to section 318(1)(e) of the Companies Act 1993 and having filed with the Registrar our final report on the liquidation, it is intended to remove the Company from the New Zealand register.

Any objection to the removal pursuant to section 321 of the Companies Act 1993 must be delivered to the Registrar no later than 4 March 2022.

DATED this 28 January 2022



Paul Thomas Manning  
Joint Liquidator