

Orewa Hair and Beauty Limited (In Liquidation) No.  
2354689

Liquidators First Report

## **Liquidators First Report**

Section 255 of the Companies Act 1993

Orewa Hair and Beauty Limited (In Liquidation) was placed into liquidation by special resolution of the shareholders on 31 March 2014 at 5:13pm. Nicholas John Hayes was appointed as the Liquidator.

The liquidators take no responsibility for any misinformation that this report contains that was supplied by either the company, its officers or any other person.

### **Company Information**

**Date of Incorporation**            3 November 2009  
**Type of Business**                Beauty Clinic

### **Observations**

#### **Reasons for Failure**

Insufficient income to cover all outgoings.

#### **Proper Books and Records**

The directors must ensure that proper books and records are maintained according to standards and specifications set out by the Companies Act 1993.

The Liquidator will view these books and records to make sure that they are up to the standards and specifications set out by the Companies Act 1993.

#### **Voidable Transactions**

The Liquidator will review any transactions, dispositions or securities which have taken place within the timeframe specified by the Companies Act 1993. These transactions may be made void on the application of the Liquidator.

### **Investigation Undertaken by the Liquidator**

The Liquidator has the principal duty of realising and distributing the assets of the company and of reporting to creditors and the Registrar of Companies.

To enable this duty to be completed appropriately the Liquidator will carry out any investigations that are deemed necessary. These may include:

- \* Location and examination of trust accounts
- \* Collection and examination of the company's legal and financial documents
- \* Interviews with directors, creditors, former employees, shareholders and any other party who has information about the company
- \* Examination of any electronic information
- \* Location and examination of bank accounts, notes, correspondence and related information
- \* Review debtor and creditor accounts and correspondence
- \* Examination of unusual transactions or those which had a preferential effect on the company
- \* Calculate and investigate and legal claims to the benefit of the company

### **Known Creditors**

IRD PO Box 39050 Wellington  
Yellow Pages PO Box 17157 Auckland

ACC PO Box 3248 Wellington  
Fairfax Media PO Box 90741 Auckland

**Estimated Completion Date**

Within 12 months.

**Prospect of a Dividend**

At this stage it is not known if any dividend will be declared.

**Notice Regarding Meetings**

A Liquidator may call a meeting of creditors in order to decide whether an application should be made to the court to replace the current Liquidator.

Having regard to the assets and liabilities of the company, the likely result of the Liquidation and other matters, the Liquidator considers in accordance with section 245 of the Companies Act 1993 that no such meeting should occur.

A meeting will not be called unless within 10 working days after receiving this notice a creditor gives written notice to the Liquidator requiring a meeting to be called.

In accordance with section 314 of the Companies Act 1993 a creditor or shareholder may at any in the course of the liquidation request that a meeting of creditors or shareholders to vote on a proposal that a Liquidation Committee be appointed to act with the Liquidator. This request must be in writing.

The Liquidator may decline the request by the shareholder or creditor to call a meeting on the grounds that:

The request is frivolous or vexatious; or

The request was not made in good faith; or

The costs of calling the meeting would be out of proportion to the company's assets.

The decision to decline the request can be reviewed by a Court on the request of a shareholder or creditor.

**Future Reporting**

The Liquidator will report to creditors bi-annually regarding the progress of the liquidation. Any enquiries can be made to the liquidator during normal office hours.

Dated this  
7<sup>th</sup> April 2014

NJ Hayes

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Liquidator