

GERARD HULST & ASSOCIATES
CHARTERED ACCOUNTANTS

Box 6901 Wellesley Street
Auckland 1

Telephone : (09) 357 6756

Facsimile : (09) 303 3371

e-mail : gerard@hulst.co.nz

www.hulst.co.nz

File ref.: 4/1
document : report01e

LIQUIDATOR'S FIRST REPORT

(pursuant to section 255 of the Companies Act 1993)

to the Creditors and Shareholders of

Betta Motorsport Limited (In Liquidation)

Gerard Hulst, Chartered Accountant of Auckland, was appointed Liquidator of the above company by an order of the High Court at Auckland on the 17 October 2002 at 11.10am.

The Liquidator takes no responsibility for any misinformation contained in this report that has been supplied by the company, its officers or other persons.

COMPANY INFORMATION

Company Number :	AK 829665
Date of Incorporation :	30 th October 1996
Trading Address :	169 – 171 Main Highway Ellerslie Auckland
Type of Business :	Automotive Repairs and Service
Date trading ceased :	1 st October 2001
Share parcels :	100
Shareholders :	Dean Alexander HARDEN 100
Directors :	Dean Alexander HARDEN
High Court Reference :	M.1008 – IM02
Petitioning Creditor :	The company was placed in Liquidation on the petition of Inland Revenue Department for \$11,291.73 being GST, Income tax, and penalties. Costs of \$1,820.00 plus disbursements of \$1,293.20 were awarded.

A statement of the company's financial position (assets & liabilities) at the date of liquidation is included with this report.

OBSERVATIONS

The company operated a workshop at 169 – 171 Main Highway, Ellerslie, Auckland.

The original intention for setting up the company was to bring in to the country second hand Japanese motors, gearboxes and engine parts for re-sale, but this never occurred. The company leased a workshop for this intention but ended up servicing rental cars belonging to a related company, Betta Rental Cars Limited, as well as doing a bit of public work. Dean Harden, the director, ran the business operations of Betta Rental Cars Limited while his ex partner ran the business operations of Betta Motorsport Limited.

The director advised that the business ran into difficulty because there were always more bills going out than money coming in. Dean Harden also advised that his partner mismanaged the business operations of Betta Motorsport Limited.

The plant and stock of the company were sold on the 1st October 2001 with the money being used to pay creditors.

COMPANIES WITH WHICH THE DIRECTORS HAVE AN ASSOCIATION

I have completed a search of the Companies Office register and note that Dean HARDEN is a director and shareholder of Betta Rental Cars Limited.

FINANCIAL INFORMATION

The last set of financial accounts for the company were for the year ended 31st March 2002 and were completed by Allan & Associates Nominees Limited.

Assets and Liabilities identified by the Liquidator are:

	Estimated Realisable Value
<u>Assets</u>	
none	
<u>Liabilities</u>	
Inland Revenue Department	
- petitioning creditor costs	3,113.20
- as per claim	11,291.73
	<hr/> 14,404.93

PROPOSALS FOR CONDUCTING THE LIQUIDATION

DISPOSAL OF ASSETS

There are no known assets to be disposed.

OTHER ACTIONS OF THE LIQUIDATOR

I will conduct an investigation into the affairs of the company;

- a) To determine the date of insolvency
- b) To determine the conduct of the Directors
- c) To establish whether the directors owe any money to the company and to pursue recovery thereof.
- d) To determine if there are any voidable transactions and to pursue recovery thereof.

ESTIMATED COMPLETION DATE

The administration is expected to be completed by 18th November 2003, subject to any court actions.

PROSPECT OF DIVIDEND

It is unlikely there will be a dividend to unsecured creditors.

NOTICE REGARDING MEETINGS

Having regard to the assets and liabilities of the company, the likely result of the liquidation and other relevant matters, the Liquidator considers in accordance with section 245 of the Companies Act 1993 that no meeting of creditors should be held at this time.

Consequently, a meeting of creditors will not be held unless within 14 days after receiving this notice a creditor gives notice in writing to the Liquidator requiring a meeting to be called.

LIQUIDATION COMMITTEE

At any time during the liquidation, any creditor may in writing request the Liquidator to call a meeting of creditors to consider whether a Liquidation Committee should be appointed, and if so, to choose the members of the committee.

A Liquidation Committee has certain powers set out in s315 of the Companies Act 1993, including to assist the Liquidator as appropriate in the conduct of the liquidation.

In the absence of a liquidation committee, the Liquidator will work closely with the petitioning creditor.

Gerard Hulst

Gerard Hulst

Liquidator

Dated this 18th day of November 2002.

UNSECURED CREDITOR'S CLAIM

Section 304(1) Companies Act 1993

Betta Motorsport Limited (In Liquidation)

P.O Box 6901 Wellesley Street, Auckland 1

Name and postal address of creditor in full:**Telephone Number:****Facsimile Number:****Amount Claimed:**

\$

I, _____

(title if claim is not on behalf of an individual) _____
 claim that the company was at the date it was put into liquidation indebted to the above named creditor for the amount claimed. We hold no security for the amount claimed.

PARTICULARS OF CLAIM

Invoice Date	Invoice Number	Brief Description of Goods or Services Provided	Invoice Amount

Attach separate sheet if space is insufficient

You are not required to attach any supporting documents at this stage, but you may attach them now, if you think it would expedite the processing of the claim. The liquidator may require the production of all documents.

WARNING: It is an offence under the Companies Act to make or authorise the making of, a claim that is false or misleading in a material particular knowing it to be false or misleading; or Omit, or authorise the omission from a claim of any matter knowing that the omission makes the claim false or misleading in a material particular.

Signed:**Date:****RESERVED FOR LIQUIDATOR'S DECISION**

CLAIM ADMITTED FOR PAYMENT

OR

CLAIM REJECTED FOR PAYMENT

Preferential Claim

Ordinary Claim

Deferred Claim

\$

\$

\$

Signed Liquidator:

Dated: