

Statement of Affairs

Receiverships

Section 430(1)(b) Companies Act 2014

Company number

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CRO receipt date stamp & barcode

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

Company name

in full

Affidavit

note one

We

☐ Director

☐ Other: Please state relationship

and

☐ Director

☐ Other: Please state relationship

make oath and say that the statement of affairs attached hereto, upon each page of which we have signed our names and the several lists thereunto annexed, upon each of which we have signed our names, are to the best of our knowledge and belief a full, true and complete statement of affairs of the above named company as at the following date:

Day	Month	Year								
<table border="1"><tr><td></td><td></td></tr></table>			<table border="1"><tr><td></td><td></td></tr></table>			<table border="1"><tr><td></td><td></td><td></td><td></td></tr></table>				

the date of the appointment of the receiver, showing the assets at the estimated realisable values and liabilities expected to rank.

Statement continued overleaf

Presenter details

note two

Person to whom queries can be addressed

Name
Address

Telephone number

Email

DX number/Exchange

	Fax number
	Contact Person
	Reference number

Statement continued
note three

And We make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1938.

Declared before me by
declarants's names in bold capitals or typescript

Signatures of declarants *names of persons filing form*

Declared before me *name of witness in capitals*

note one

☐

Commissioner for oaths

☐

Peace commissioner

☐

Notary public

☐

Person authorised by _____ to take and receive statutory declarations
insert authorising statutory provision

BY *Declarant's names in bold capitals or typescript*

note one

☐

who is personally known to me

or

☐

who is identified to me by

who is personally known to me

or

NOTE: ANY IDENTIFICATION INFORMATION SUPPLIED BY DECLARANT FOR THE PURPOSES OF MAKING THIS DECLARATION WILL BECOME A MATTER OF PUBLIC RECORD ON ITS RECEIPT IN THE CRO PURSUANT TO SECTION 891 OF THE COMPANIES ACT 2014.

whose identity has been established to me before the taking of this Declaration by the production to me of: *note one*

☐

Passport no.

issued on

by the authorities of

which is an authority recognised by the Irish Government

or

☐

National identity card no.

issued on

by the authorities of

which is an EU Member State, the Swiss Confederation or a Contracting Party to the EEA Agreement

or

☐

Aliens Passport no.

issued on

(document equivalent to a passport)

by the authorities of

which is an authority recognised by the Irish Government

or

☐

Refugee travel document no.

issued on

by the Minister for Justice and Equality

or

☐

Travel document *(other than refugee travel document)*

issued on

by the Minister for Justice and Equality

note four

At

Signature of witness

This _____ day of _____ 20 _____

Assets not specifically pledged as per list "A"

Estimated Realisable Values €

Balance at Bank

Cash in Hand

Marketable Securities

Bills Receivable

Trade Debtors

Loans and Advances

Unpaid Calls

Stock in Trade

Work in Progress

Freehold Property

Leasehold Property

Plant and Machinery

Furniture Fittings Utensils etc

Patents, Trade Marks etc.

Investment other than marketable securities

Other property, viz:-

Total (1)

**Assets
specifically pledged
as per list "B"**

(I) Estimated
Realisable Values

€

(II) Due to Secured Creditors

€

(III) Deficiency ranking as unsecured

€

Estimated Surplus

€

Freehold Property

Total €

Estimated surplus from Assets Specifically pledged - Total (2)	€
--	---

€	
---	--

ESTIMATED TOTAL ASSETS AVAILABLE FOR PREFERENTIAL CREDITORS DEBENTURE
HOLDERS SECURED BY A FLOATING CHARGE AND UNSECURED CREDITORS

Summary of Gross
Assets

Gross realisable value of assets specifically pledged (Total 2)		€
Other Assets (Total 1)		+
Gross Assets (Total 3)		=

Summary of Gross
Liabilities

€

LIABILITIES

(to be deducted from surplus or added to deficiency as the case may be)

€

Secured Creditors (as Per List "B") to extent to which claims
are estimated to be covered by Assets specifically pledged
- from Assets Specifically Pledged - (I) or (II), whichever is the lesser

Preferential Creditors (as per List "C")

Estimated balance of assets available for Debenture Holders
secured by a floating charge and Unsecured Creditors

Debenture Holders secured by a floating charge (as per List "D")

Estimated Surplus/Deficiency as regards Debenture Holders *note five*

Unsecured Creditors (as per List "F")

Estimate unsecured balance of claims of Creditors partly secured
on specific assets, brought from preceding page (III)

Trade Accounts

Bills Payable

Outstanding Expenses

Contingent Liabilities (State nature)

(Total 4)

Estimated Surplus/Deficiency as regards Creditors *note five*

Being the difference between:

Gross Assets (Total 3)

and Gross Liabilities (Total 4)

Issued and Called Up Capital:

Preference shares of

each Called Up

Ordinary shares of

each Called Up

Estimated Surplus/Deficiency as regards Members (as per list "E") *note five*

List "A"
Assets not
specifically pledged

note six

Full statement and nature of property	Book Value €	Estimated to produce €
Balance at Bank <i>State name of bankers</i>		
Cash in hand		
Marketable securities, viz:-		
Bills Receivable (as per Schedule I)		
Trade Debtors (as per Schedule II)		
Loans and advances, viz:-		
Stock in Trade		
Work in progress		
Freehold Property, viz:-		
Leasehold Property, viz:-		
Furniture, fittings, utensils etc. Patents trade marks etc., viz:-		
Investments, other than marketable securities, viz:-		
Other Property, Viz:-		
Total €		

Signature

☐ Director ☐ Other

note one

Signature

☐ Director ☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

Schedule I List "A"
Bills of Exchange
Promissory Notes

note seven

No.	Name of Acceptor of Bill or Note	Address	Amount of Bill or Note €	Date when due	Estimated to produce €	Particulars of any property held as security for payment of Bill or Note

Signature

☐ Director

☐ Other

note one

Signature

☐ Director

☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

Schedule II List "A"
Trade Debtors

note seven and eight

No.	Name	Residence & Occupation	Amount of Debt			Folio of Ledger or other book where particulars are to be found	When contracted		Estimated to produce €	Particulars of any securities held for debt
			Good €	Doubtful €	Bad €		Month	Year		

Signature

☐ Director

☐ Other

note one

Signature

☐ Director

☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

Schedule III List "A"
Unpaid Calls

note seven

Consecutive number	No. in share register	Name of Shareholder	Address	No. of shares held	Amount of call per share unpaid €	Total amount due €	Estimated to realise €

Signature

☐ Director

☐ Other

note one

Signature

☐ Director

☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

List "B"

**Assets specifically
pledged & creditors
fully or partly
secured**

note nine

Particulars of assets specifically pledged	Date when security given	Estimated value of security €	No.	Name of Creditor	Address & Occupation	Amount of debt €	Date when contracted	Consideration	Balance of debt unsecured € <i>note ten</i>	Estimated surplus from security €

Signature

☐ Director

☐ Other

note one

Signature

☐ Director

☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

List "C"
Preferential
creditors for rates,
taxes, salaries,
wages etc.

note seven

No.	Name of Creditor	Address & Occupation	Nature of claim	Period during which claim accrued due	Date when Due	Amount of claim €	Amount payable in full €	Balance not preferential € <i>note ten</i>

Signature

☐ Director ☐ Other

note one

Signature

☐ Director ☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

List "D"
List of Debenture
holders secured by
a floating charge

note seven and eleven

No.	Name of Holder	Address	Amount €	Description of assets over which security extends

Signature

☐ Director ☐ Other

note one

Signature

☐ Director ☐ Other

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

List "E"
Deficiency or
Surplus Account

note twelve

Items Contributing to Deficiency (Or Reducing Surplus)

Excess (if any) of Capital and Liabilities over Assets on the as shown by Balance Sheet (copy annexed)

Date

€

Net dividends and bonuses declared during the period from to the date of the Statement.

Date

Net trading losses (after charging items shown in note below) for the same period.

Losses other than trading losses written off or for which provision has been made in the books during the same period (give particulars or annex schedule).

Estimated losses now written off or for which provision has been made for the purpose of preparing the statement (give particulars or annex schedule).

Other items contributing to Deficiency or reducing Surplus.

Total

Items Reducing Deficiency (Or Contributing to Surplus)

Excess (if any) of Assets over Capital and Liabilities on as shown by Balance Sheet (copy annexed).

Date

€

Net trading profits (after charging items shown in note below) for the period from the to the date of the Statements.

Date

Profits and income other than trading during the same period (give particulars or annex schedule).

Other items reducing Deficiency or reducing Surplus.

Total

Deficiency/Surplus as shown by Statement

Note as to Net Trading Profits and Losses

Particulars are to be inserted here (so far as applicable) of the items mentioned below, which are to be taken into account in arriving at the amount of net trading profits and losses shown in this Account:-

Provisions for depreciation, renewals, or diminution in value of fixed assets

Charges for income tax and other taxation on profits

Interest on debentures and other fixed loans

Payments to directors made by the company and required by law to be disclosed in the accounts

Exceptional or non-recurring expenditure:-

Less: Exceptional or non-recurring receipts:-

Balance, being other than trading profits or losses

Net trading profits or losses as shown in Deficiency or Surplus Accounts above

Signature

Name *in block letters or typescript*

☐ Director

☐ Other

note one

Date

Signature

Name *in block letters or typescript*

☐ Director

☐ Other

note one

Date

List "F"
Unsecured
Creditors

note seven and thirteen

No.	Name	Address and Occupation	Amount of Debt €	Date when contracted	Consideration
	Unsecured balance of creditors partly secured - brought from List "B"				
	Balance not preferential creditors - brought from List "C"				

Signature

☐ Director ☐ Other

note one

Signature

☐ Director ☐ Other

note one

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

List "G"
Statement of
Affairs

note fourteen

List	Particulars	Remarks
A	Assets not specifically pledged	
B	Assets specifically pledged and creditors fully or partly secured	
C	Preferential creditors for Rates, Taxes, Salaries, Wages and otherwise	
D	Debenture holders secured by floating charge	
E	Deficiency or Surplus Account	
F	Unsecured creditors	

Signature

☐ Director ☐ Other

note one

Signature

☐ Director ☐ Other

Name *in block letters or typescript*

Date

Name *in block letters or typescript*

Date

NOTES ON COMPLETION OF FORM E10

These notes should be read in conjunction with the relevant legislation.

General This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed.

Where the space provided on Form E10 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and also noted on the relevant continuation sheet.

note one Tick the relevant box(es).

note two This section must be completed by the person who is presenting Form E10 to the CRO. This may be either the Receiver or a person on his/her behalf.

note three The statutory declaration **must be signed by either a practising solicitor, a commissioner of oaths, notary public, or peace commissioner.** Please see Information Leaflet No. 20 regarding declarations sworn abroad.

note four Full postal address must be given. A P.O. Box will not suffice.

note five These figures must be read subject to the following notes:-

☐ There is no unpaid capital liable to be called up.

or

☐ The nominal amount of unpaid capital liable to be called-up is estimated to produce

☐ which is ☐ which is not charged in favour of Debenture Holders.

The estimates are subject to costs of the Receivership and to any surplus or deficiency on trading pending realisation of the Assets.

note six Full particulars of every description of property not specifically pledged and not included in any other list are to be set forth in List "A". State nature of Stock in Trade and Work in Progress.

note seven The names are to be arranged in alphabetical order and numbered consecutively.

note eight If the debtor to the company is also a creditor, but for a less amount than his/her indebtedness, the gross amount due to the company and the amount of the contra account should be shown in the third column, and the balance only to be inserted under the heading

Amount of Debt thus € -
Due to Company
Less: Contra Account

No such claim should be included in List "F".

note nine List "B" does not include debenture holders secured by a floating charge. The names of the secured creditors are to be shown against the assets on which their claims are secured, numbered consecutively and are to be arranged in alphabetical order as far as possible.

note ten The balance is carried to List "F".

note eleven Separate lists must be furnished of holders of each issue of Debentures, should more than one issue have been made.

note twelve The period covered by this Account must commence on a date not less than three years before the appointment of the Receiver or, if the company has not been incorporated for the whole of that period, the date of formation of the company, unless the Receiver otherwise agrees.

note thirteen When there is a contra account against the creditor less than his claim against the company, the amount of the creditor's claim and the amount of the contra account should be shown in the third column and the balance only be inserted under the heading Amount of Debt, thus

Total amount of claim
Less: Contra account

No such set-off should be included in Schedule I attached to List "A".

note fourteen In substitution for such of the lists "A" to "F" as will have to be returned blank. Where no entries are made on any one of the Lists "A" to "F", the word "Nil" should be inserted in this column opposite the List or Lists thus left blank.

Further information

For Receiver The receiver, within 2 months after the date of receipt of the statement on the form E10, should submit the form to the Companies Registration Office. Section 430(1)(c) Companies Act 2014

CRO address The Public Office is at 14 Parnell Square, Dublin 1.
If submitting by post, please send with the prescribed fee to the Registrar of Companies at:

The Companies Registration Office, O'Brien Road, Carlow
DX number: 271004 DX Exchange: Carlow 2.

Payment If paying by cheque, postal order or bank draft, please make the fee payable to the Companies Registration Office. Cheques or bank drafts must be drawn on a bank in the Republic of Ireland.

**FURTHER INFORMATION ON THE COMPLETION OF FORM E10, INCLUDING THE PRESCRIBED FEE,
IS AVAILABLE FROM www.cro.ie OR BY EMAIL AT info@cro.ie**