

**Mitteilung an alle Anteilseigner der The Eclipse Investment Fonds:**

Anbei finden Sie die Information der Gesellschaft, folgender Fond ist betroffen:

**IM00B3QWHS76      The Eclipse Investment Protected Cell Co New Earth Recycling  
Renewable -Accum GBP CAP**

Details können Sie der beigefügten Anlage entnehmen.

# Alexander Cameron Adam and David Peter Craine as Joint Liquidators of Eclipse Investment Fund Plc - in Liquidation

26 February 2021

The Old Courthouse  
Athol Street  
Douglas  
IM1 1LD

To all known Shareholders and Creditors

<http://www.deloitte-insolvencies.co.uk>

[NERRenquiries@deloitte.co.uk](mailto:NERRenquiries@deloitte.co.uk)

Dear Shareholder/Creditor

## **Eclipse Investment Fund Plc - in Liquidation (the "Company")**

Further to the winding up of the Company, the appointment of the Joint Liquidators, and our earlier updates, the Joint Liquidators write to provide a summary of the liquidation and an update on the current position.

### **Background**

As you are aware, the Company operated as one of the two feeder funds to New Earth Recycling and Renewables (Infrastructure) Plc – in Liquidation ("NERR" and together with the feeder funds the "Group"). Further to our previous reports, the role of the Joint Liquidators is, in the circumstances of this case, to investigate the reasons for the failure of NERR, determine whether liability for the failure can be attributed to one or more parties, and thereafter to consider whether there are viable claims, which can be brought against those parties.

### **Investigations**

The Joint Liquidators, in concert with our legal advisors, have continued to progress our investigations into the roles of other advisers to the Company.

In respect of those investigations, since our last update we have obtained, and are reviewing, further documentation. We are also in the process of updating our findings for this new information for review by our legal advisers and, ultimately, obtaining formal counsel's opinion as to whether there is a commercially viable claim which has a realistic chance of success, and which – if successful has the prospect of resulting in a return to investors.

We are unable to provide further details at the present time due to the risk of prejudicing any possible future action, however we will provide further information as and when we are able to.

### **Funding**

There is no change to the funding arrangement with the Isle of Man Financial Services Authority ("FSA"). As you are aware, the funding of the liquidation remains subject to ongoing review by the FSA and can be withdrawn at any time.

Should you have any queries or wish to bring any matter to the Joint Liquidators' attention, please send an email to [nerrinqueries@deloitte.co.uk](mailto:nerrinqueries@deloitte.co.uk).

Copies of all updates to investors and creditors are available at <http://www.deloitte-insolvencies.co.uk/s-z/the-eclipse-investment-fund-protected-cell-company-plc.aspx>

We will provide a further update on the progress of the liquidation towards the end of August 2021 or the beginning of September 2021. However should there be any material matter to report on in the meantime, we will provide an update at that time.

Yours sincerely



**Alex Adam**

For and on behalf of the Joint Liquidators

**Joint Liquidators**

Alex Adam: [acadam@deloitte.co.uk](mailto:acadam@deloitte.co.uk)

David Craine: [dcraine@burleigh.co.im](mailto:dcraine@burleigh.co.im)

Sarah Sanders and Alex Adam were appointed Joint Liquidators of The Eclipse Investment Fund PCC Plc on 12 July 2016. On 7 December 2016 Sarah Sanders resigned as a liquidator and was replaced by David Craine. The affairs, business and property of the Company are being managed by the Joint Liquidators. The Joint Liquidators each have the power to act jointly and/or severally and without personal liability.