



**ROUX**

PROKUREURS / AKTEVERVAARDIGERS / NOTARISSE  
ATTORNEYS / CONVEYANCERS / NOTARIES

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**TO WHOM IT MAY CONCERN**  
PER EMAIL

Our Ref : FANIE ROUX/nj

Your Ref :

Date : 10 May 2022

E-Mail : nicolene@rouxprok.co.za

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Dear Sir/Madam,

**SOUTH CAPE DISTRIBUTORS (PTY) LTD (UNDER SUPERVISION)**  
**REGISTRATION NUMBER: 2019/131744/07**

We refer to the abovementioned matter and confirm that Mr SA Roux has been duly appointed as the Business Rescue Practitioner of **SOUTH CAPE DISTRIBUTORS(PTY) LTD** hereinafter referred to as "**SCD**" (under supervision).

We furthermore confirm that:

1. **SCD** was placed under Business Rescue on 6 May 2022 in terms of Section 129 (1) (a) and (b) of the Companies Act 71 of 2008. Find attached hereto as annexure "**A**" the relevant statutory documentation;
2. Mr Roux was appointed as the Business Rescue Practitioner on 6 May 2022.
3. The first meeting in terms of Section 147 (1) and 148 (1) of the Companies Act for creditors is still to be held and we confirm that all affected parties will be informed of the date for the meeting.
4. We would furthermore wish to record the following:
  - 5.1 We refer you to Section 133 of the Companies Act 71 of 2008 (attached hereto as annexure "**B**"), regarding an automatic general moratorium on legal proceedings against a Company as contemplated in the Companies Act 71 of 2008, which states that:

*"During business rescue proceedings, no legal proceeding, including enforcement action, against the company, or in relation to any property belonging to the company, or lawfully in its possession, may be commenced or proceeded with in any forum,"*
  - 5.2 Accordingly, any debts outstanding to creditors which are payable by **SCD** prior to the filing date (6 May 2022) are to be handled in the Business Rescue Plan in accordance with a payment plan to be compiled by the Business Rescue Practitioners.
  - 5.3 Kindly provide us with written confirmation that you will not proceed with any legal proceedings/actions against **SCD** for the duration as referred to above.

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LAW CHAMBERS  
6 FAIRVIEW BUSINESS PARK  
C/o Knysna Road & 1st Street  
George-East  
6539

SA ROUX BLC LLB

PO Box 4411  
George-East  
6539

Docex: 44 George

Member of: South African Restructuring and Insolvency  
Practitioners Association - SARIPA

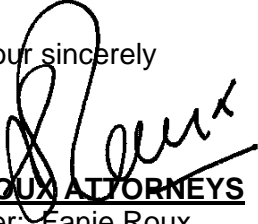
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BEE contributor

5.4 We attach hereto as annexure "C" a claim form for completion by you. The duly commissioned affidavit together with the relevant outstanding invoices/statements attached thereto can be sent to [nicolene@rouxprok.co.za](mailto:nicolene@rouxprok.co.za) – Subject line "**CLAIM SCD**"

Kindly contact writer should you have any further enquiries regarding the abovementioned matter.

Your sincerely



**ROUX ATTORNEYS**

Per: Fanie Roux

Business Rescue Practitioner

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