

HIGHVELD SYNDICATION NO 17 (PTY) LIMITED : REGISTRATION NUMBER 2003/025913/06

Elaine Arendse [elainea@corprecover.co.za]

Sent: Tuesday, June 30, 2015 12:36 PM

To: businessrescue

Importance: High

Attachments: CoR 125.1 - HS17 - end Jun~1.pdf (48 KB) ; HS 15 - 22 -status report ~1.pdf (63 KB)



ARE "PRE-PACKS" ACHIEVABLE UNDER BUSINESS RESCUE IN SA

The key therefore is, when you are in financial distress, to start negotiations early and to involve the major creditors to secure your pre-agreed 75% statutory vote.

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Dear Sir/Madam,

**HIGHVELD SYNDICATION NO 17 LIMITED
REGISTRATION NUMBER: 2003/025913/06**

Attached please find:

1. The completed CoR125.1
2. The business rescue status report as an Annexure thereto.

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Independent Advisory

Blaauwklip Office Park 2, Webersvalley Rd, Stellenbosch

Reg No.: 2002/025164/07

***I N D E P E N D E N T
A D V I S O R Y***

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Companies and Intellectual Property Commission
Republic of South Africa

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Form CoR 125.1

About this Form

- This form is issued in terms of section 132 and 141 of the Companies Act, 2008, and Regulation 125 of the Companies Regulations, 2011.
- This notice and the attached report must be published to every affected person, and to:
 - a) The Commission, if the business rescue proceedings were started by the company; or
 - b) The court, if the proceedings were ordered by the court.
- A report and Notice must be issued at the end of the first three months of the business rescue proceedings, and at regular monthly intervals after that

Contacting the Commission

The Companies and Intellectual Property Commission of South Africa

Postal Address
P O Box 429
Pretoria
0001
Republic of South Africa
Tel: 086 100 2472

www.cipc.co.za

Business Rescue Status Report



Date: 30 June 2015

Customer Code: LDRVDM

Concerning:

(Name and Registration Number of Company)

Name: **HIGHVELD SYNDICATION NO 17 LIMITED**

Registration number: 2003/025913/06

The above named company commenced business rescue proceedings on **7 SEPTEMBER 2011**

Because the business rescue proceedings have not concluded within three months, the appointed business rescue practitioner provides the attached report in terms of section 132 (3).

Name and Title of person signing on behalf of the Practitioner:

JOHANNES FREDERICK KLOPPER

Authorised Signature:

HIGHVELD SYNDICATION NO 15 LIMITED, REGISTRATION NUMBER: (2003/031034/06)
HIGHVELD SYNDICATION NO. 16 LIMITED, REGISTRATION NUMBER: (2003/031129/06)
HIGHVELD SYNDICATION NO. 17 LIMITED, REGISTRATION NUMBER: (2003/025913/06)
HIGHVELD SYNDICATION NO. 18 LIMITED, REGISTRATION NUMBER: (2003/030778/06)
HIGHVELD SYNDICATION NO. 19 LIMITED, REGISTRATION NUMBER: (2003/030144/06)
HIGHVELD SYNDICATION NO. 20 LIMITED, REGISTRATION NUMBER: (2005/029425/06)
HIGHVELD SYNDICATION NO. 21 LIMITED, REGISTRATION NUMBER: (2005/027601/06)
HIGHVELD SYNDICATION NO. 22 LIMITED, REGISTRATION NUMBER: (2005/027390/06)
("THE COMPANIES")

**BUSINESS RESCUE STATUS REPORT IN TERMS OF SECTIONS 132 OF THE
COMPANIES ACT, 2008 READ WITH REGULATION 125 OF COMPANIES ACT FILED
BY THE BUSINESS RESCUE PRACTITIONER JF KLOPPER**

1. The companies were placed under Business Rescue in terms of Section 129(1) of the Companies Act 2008 ("the Act") on 7 September 2011 save for Highveld Syndications 19 (Pty) Limited that was placed in Business Rescue on 14 September 2011.
2. Johannes Frederick Klopper was licensed by the Commission in respect of the companies and appointed as Business Rescue Practitioner (BRP) of the companies and a Business Rescue Plan ("the Plan") in respect of the companies was published on 30 November 2011.
3. A Meeting to adopt the Plan was held 14 December 2011.
4. At the meeting more than 99% of the affected persons present or represented voted in favour of the adoption of the Plan which entailed that an entity known as Orthotouch Limited acquired all the properties identified in the Plan on the basis that the payment as envisaged in the Plan would be made on the fifth anniversary of the adoption of the Plan.
5. Orthotouch Limited, for reasons stated in a Notice in terms of Section 155 of the Act, proposed a scheme of arrangement to all Highveld Syndication investors and a statutory meeting was held on 12 November 2014.
6. On 26 November 2014 the Chairman of the Statutory meeting announced that as the statutory majorities of voting having been achieved the Scheme of Arrangement was duly approved and sanctioned by the High Court of South Africa. The Order of Court was filed with CIPC on 26 November 2014 rendering the Scheme of Arrangement fully effective and binding.
7. In terms of the approved and sanctioned Scheme of Arrangement the Plan has now been substantially implemented in terms of the provisions of Section 132 (3) of the Act, and business rescue proceedings in respect of the Companies will be terminated in the discretion of the BRP.
8. A Notice of Substantial Implementation of business rescue proceedings in terms of the Act will be filed with CIPC as soon as possible in the discretion of the business rescue practitioner.



JF KLOPPER
BUSINESS RESCUE PRACTITIONER

Date : 30 June 2015