



## **ESOR AFRICA (PTY) LTD**

**REGISTRATION NUMBER: 1985/003603/07**

**(IN BUSINESS RESCUE)**

**BUSINESS RESCUE STATUS REPORT IN TERMS OF SECTIONS 132 AND 141 OF THE COMPANIES ACT, 71 OF 2008 READ WITH REGULATION 125 OF THE COMPANIES ACT FILED BY THE BUSINESS RESCUE PRACTITIONER J F KLOPPER**

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J F Klopper

June 2022

## 1. IMPORTANT INFORMATION AND ACTIONS

	Date
Board of directors passes resolution for Business Rescue on	2018-11-16
File notice of resolution with CIPC on	2018-11-20
Publish notice to affected parties-within 5 days from Filing	2018-11-28
Company nominates a BRP within 5 days of filing	2018-11-21
CIPC confirms the appointment of BRP	2018-11-21
File notice to CIPC on BRP appointment within 2 days	2018-11-21
Publish notice to affected parties of BRP within 5 days	2018-11-28
First meeting of creditors-10 days from appointment	2018-12-05
First meeting of employees-10 days from appointment	0000-00-00
Publish Business Plan	2020-07-24
Notice of meeting to determine Business Plan	2020-07-24
Meeting to determine Business Plan 10 days after publication	2020-07-31

## 2. CURRENT STATUS OF BUSINESS RESCUE PROCEEDINGS

1. Esor Africa (Pty) Ltd ('the company') was placed under Business Rescue in terms of Section 129(1) of the Companies Act 71 of 2008 ("the Act") on 20 November 2018.
2. The company complied with the requirements of Section 129(3)(a) and (b) of the Act.
3. Johannes Frederick Kloppe was licensed by the Commission in respect of the company and appointed as Business Rescue Practitioner (BRP) to this company on 21 November 2018 in terms of Section 138 of the Act.
4. As was mentioned in the previous status report of 30 November 2021 the proceeds from the sale of the immovable property situated in KZN were received on 20 September 2021 and are being held pending determination of the full extent of the company's liabilities which depends on the outcome of the Competition Tribunal matter in respect of which a hearing was held on 27 May 2021.
5. The Competition Tribunal handed their ruling down on 5 May and imposed a fine of R15,7m upon the company. The final distribution was paid to the Competition Commission on 4 July and a Notice of Substantial Implementation will be filed.

  
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**J F KLOPPER - BUSINESS RESCUE PRACTITIONER**  
 Date: 30 June 2022