

## ESOR LIMITED (IN BUSINESS RESCUE) REGISTRATION NUMBER: 1994/000732/06

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

### 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	0000-00-00
Notice of meeting to determine Business Plan	0000-00-00
Meeting to determine Business Plan 10 days after publication	0000-00-00


## **2. CURRENT STATUS OF BUSINESS RESCUE PROCEEDINGS**

1. Esor Limited ('the company') was placed under Business Rescue in terms of Section 129(1) of the Companies Act 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. In terms of a resolution adopted by all by all creditors present, at the First meeting of creditors on 5 December 2018, the date for the publication of the Business Rescue Plan ("BR Plan") by the business rescue practitioners was extended to 12 February 2019.
5. This date is being postponed on a month-to-month basis pending discussions with potential investors.
6. This status report must be read in conjunction with previous status reports submitted in this matter.
7. The company was delisted, and shareholders are referred to the SENS delisting announcement dated 20 May 2020 in this regard.
8. Discussions with creditors, as was initiated in June 2023 with a view to arriving at an acceptable arrangement that will form the basis of a business rescue plan, were again commenced with during February and March.
9. It was reported in the last few status reports that the company's management was engaged with one of the affected persons in order to determine what information in relation to pending litigation will be required in order to assist this affected person in that litigation.
10. This process is still ongoing and not yet complete. Once this has been attended to it will have an effect on settlement proposals that may eventually be contained in a business rescue plan. Meetings between management and the other party to the pending litigation are ongoing.

### **THE BUSINESS RESCUE PLAN**

11. The contents of a proposal to creditors in a business rescue plan will depend on the outcome of the discussions between the affected person involved in litigation with Eskom.

12. This is so because the quantum of the liabilities of the company will depend on such outcome and it is therefore common cause amongst all affected persons that the publication of an eventual business rescue plan will be delayed until this issues is resolved or there is an outcome in relation to the litigation.
13. There is ongoing engagement with the parties which are the only measures that can be taken at this stage.
14. It is furthermore impossible to predict a potential timeline insofar as the determination of the legal dispute is concerned as pleadings in relation to the litigation have not even as yet closed.
15. The BRP and a representative of affected persons had a meeting during September 2025 with a view to exploring a solution and which could lead to the publication of a business rescue plan and certain proposals were made for consideration.
16. The BRP was informed that the affected party will revert in relation to the proposal during the second week of November 2025.



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**J F KLOPPER**

**Date: 31 OCTOBER 2025**