

To All Affected Persons

Per E-mail

23 November 2021

Our Reference: CRR/NS/2021.11.23  
Your Reference: Basira Capital Limited

Sir/Madam

**Basira Capital Limited (In Business Rescue) (“The Company”)**

**Registration Number: 2009/015563/06**

**Notices To Creditors and Affected Persons in Compliance with Various Provisions of Chapter 6 of the Companies Act No. 71 Of 2008 (“The Act”)**

1. These notices are addressed to all Affected Persons in compliance with the various provisions of Chapter 6 of the Act.
2. On 16 November 2021 the board of directors of the Company resolved to file for Business Rescue. A copy of the resolution as well as the sworn statement setting out the reasons for the resolution are attached hereto (**“Resolution and Sworn Statement”**).
3. The Resolution and Sworn Statement referred to above were filed with the Companies and Intellectual Property Commission (**“CIPC”**) on 16 November 2021. A copy of the notice as filed and confirmed by CIPC is attached hereto (**“COR 123.1”**).
4. Our Messrs. Liebenberg Dawid Ryk van der Merwe and Christopher Raymond Rey have now been appointed by the Company and licensed by CIPC as the Business Rescue Practitioners (**“BRPS”**) of the Company.
5. In addition, please find attached hereto the following documentation:
  - 5.1 a notice, as contemplated in Section 129 of the Act, informing you of the appointment of the BRPs for the Company (**“COR 123.2”**);
  - 5.2 the certificates evidencing that the BRPs have been licensed by CIPC (**“BRP Licenses”**);

BDO Business Restructuring (Pty) Ltd  
Registration number: 2002/025164/07  
VAT number: 4610217830


Chief Executive Officer: ME Stewart

A full list of all company directors is available on [www.bdo.co.za](http://www.bdo.co.za)

BDO Business Restructuring (Pty) Ltd, a South African company, is an affiliated company of BDO South Africa Inc., a South African company, which in turn is a member of BDO International Limited, a UK company limited by guarantee, and forms part of the international BDO network of independent member firms. BDO is the brand name for the BDO network and for each of the BDO Member Firms.

- 5.3 a notice convening the first meeting of Creditors and Affected Persons, in terms of Section 147 (1) of the Act (“**Notice of 1st meeting**”); and
- 5.4 an agenda for the above-mentioned meeting in terms of Section 147 (2) (b) of the Act is also attached (“**Agenda**”).
  
6. The Act is not prescriptive with regards to the submission of claim documents in support of a claim against the Company, neither as to the format of such a claim, nor the time period for the submission of a claim.
  
7. Section 147 states that a creditor may lodge a claim at the 1<sup>st</sup> Meeting of Creditors and Affected Persons, clearly indicating that the submission is not mandatory, and can as such be submitted to the BRP at any stage during the business rescue proceedings.
  
8. For those creditors who wish to lodge a claim either prior to or after the meeting we would propose the following:
  - 8.1. Any claim should at the very least be supported by an affidavit deposed to by an authorised individual.
  - 8.2. The claim document and its supporting documents can be sent to the BRP electronically at any time for consideration.
  - 8.3. You are welcome to utilise your own format, but for your convenience we attach a concept claim document (“**Claim Form**”).
  
9. If creditors wish to submit their claim documents for purposes of the convened first meeting on Tuesday 30 November 2021, please see to it that your claim document is sent to [businessrescuejhb@bdo.co.za](mailto:businessrescuejhb@bdo.co.za) at least 24 hours before the meeting to give the BRP sufficient time to consider such claims.

Yours faithfully



Christopher Rey



Dawie van der Merwe