

**IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, JOHANNESBURG**

Case Number: 117367 /2023

In the matter between:

REY, CHRISTOPHER RAYMOND N.O

(ID No: 8502045165088)

Applicant

and

TSK BARTLETT PROPRIETARY LIMITED

(Registration Number: 2000/029267/07)

First Respondent

AFFECTED PERSONS (Per Annexure A)

Second to Seven Hundred

and Eighty Second

Respondents

NOTICE IN TERMS OF RULE 41A

PLEASE TAKE NOTICE THAT the Applicant opposes the referral of this matter to mediation on the grounds that -

- 1 The application is for the Company's business rescue proceedings to be discontinued and that it be provisionally wound up;

2 the Company no longer has a reasonable prospect of being rescueded within the meaning of section 128(1)(b)(iii) of the Companies Act for the following reasons:

2.1 there is no longer a fair or moderate possibility of substantially implementing the Company's approved business rescue plan, nor is there a reasonable prospect of the Company being rescued within the meaning of section 128(h) of the Companies Act;

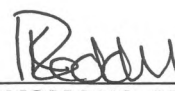
2.2 the Company does not have access to any further funding necessary to implement its business rescue plan and fund its operational costs;

2.3 the Company can no longer meet all of its obligations towards its funding creditors and trade creditors; and

2.4 the Company is commercially insolvent and falls to be placed into liquidation;

3 the Applicant is thus of the view that a mediation process would not result in the resolution of the matters which are the subject of the application.

DATED at JOHANNESBURG on this the 10th day of NOVEMBER 2023



WERKSMANS ATTORNEYS
Applicant's Attorneys
The Central
96 Rivonia Road

SANDTON
Ref: Ms N Harduth/BART
Tel: 011 535 8000
Email: nharduth@werksmans.com

TO:
**THE REGISTRAR OF THE ABOVE
HONOURABLE COURT
JOHANNESBURG**

AND TO:

TSK BARTLETT PROPRIETARY LIMITED
2398 Albertina Sisulu Road
Roodepoort
Gauteng
1700
(Registered Address)

SERVICE BY SHERIFF

AND TO:
**EMPLOYEES AND TRADE UNIONS OF TSK BARTLETT PROPRIETARY
LIMITED ***
2398 Albertina Sisulu Road
Roodepoort
Gauteng
1700
(Registered Address)

SERVICE BY SHERIFF IN TERMS
OF SECTION 346A(1)(b) OF THE
COMPANIES ACT 61 OF 1973,
READ WITH ITEM 9 OF SCHEDULE
5 OF THE COMPANIES ACT 71 OF
2008

** There are presently no employees or trade unions within TSK Bartlett Pty Ltd that the Applicant is aware of, but service will be effected out of an abundance of caution*

AND TO:
**THE MASTER OF THE ABOVE
HONOURABLE COURT**
Hollard Building
66 Marshall Street
Marshalltown
Johannesburg

Received copy hereof on this _____
day of _____ 2023.

Name & Surname:

AND TO:
THE SOUTH AFRICAN REVENUE SERVICE
Megawatt Park
Maxwell Drive
SUNNINGHILL
Email: liquidations@sars.gov.za
Email: highcourtlitigation@sars.gov.za

SERVICE BY EMAIL

AND TO:
**THE COMPANIES AND INTELLECTUAL
PROPERTY COMMISSION**
77 Meintjies Street
The DTI Campus
Block F
Ground Floor
PRETORIA
Email: businessrescue@cipc.co.za

SERVICE BY EMAIL