

CLAIM FORM

PRE-COMMENCEMENT OF BUSINESS RESCUE PROCEEDINGS CREDITOR CLAIM

TONGAAT HULETT DEVELOPMENTS PROPRIETARY LIMITED ("Company")

Attention: Joint Business Rescue Practitioners of the Company

Email: br@tongaat.com

CLAIMANTS DETAILS		
Name of Creditor		
Representative of Creditor		
Contact Details of Creditor (Email address and phone number)		
Company Registration Number		
Claim amount as at 27 October 2022 (Commencement date of Business Rescue)		
Cause of Indebtedness		
Secured Creditor (Please circle)	YES	NO

CONFIRMATION OF CLAIMANTS BANK DETAILS			
Bank Name		Branch Code	
Account Number		Type of Account	
Account Holder			

LIST OF DOCUMENTS ANNEXED TO SUPPORT YOUR CLAIM:	
Proof of Claims against the Company	
Security held for the Claim (if applicable)	

SIGNATURE: _____

NAME OF SIGNATORY: _____

CAPACITY OF SIGNATORY: _____

DATE: _____

NOTE:

- Please provide full details of claim – the manner in which it arose and documentation relating to any security (if applicable) must be detailed in this form. Please annex all documents and details of claim if the above space is not sufficient for full details of the claim.
- If the creditor is a juristic person, a power of attorney or resolution must accompany this claim form to confirm that the person who submits and signs this claim form is authorised to act on behalf of that juristic person, to sign any and all documents on behalf of the juristic person and to attend and vote (if necessary) at any meetings convened in all matters relating to these business rescue proceedings.
- Please submit this form and all supporting documentation, via email, to: br@tongaat.com, for the attention of the Business Rescue Practitioners.

**INSTRUCTIONS FOR SUBMITTING A
PRE-COMMENCEMENT OF BUSINESS RESCUE PROCEEDINGS CLAIM**

1. A pre-commencement claim is any claim that you and/or your company have against Tongaat Hulett Developments Proprietary Limited ("**Company**") as at **27 October 2022**, including any claims that form the subject matter of legal proceedings for the recovery of money.
2. Any claim that you and/or your company believe you have against the Company as at 27 October 2022, must be submitted to the Business Rescue Practitioners for assessment, as follows:
 - 2.1. Ensure that all invoices and statements related to your company's pre-commencement claim have been submitted using the Company's existing processes.
 - 2.2. Please also submit your claim by completing this Claim Form, which is also available to download from the Tongaat Hulett website (www.tongaat.com), under the 'Business Rescue' tab, and emailing the completed Claim Form, together with a reconciliation statement of account and other supporting documentation, via email to: br@tongaat.com.
3. These claims will be assessed by the BRPs and either accepted or rejected and the BRPs' decision in this regard will be communicated to you and/or your company.
4. If your claim is accepted (in part or in whole), the details about how and when such payment will be made will be set out in a business rescue plan. This plan will be published in time, for the consideration of Affected Persons, who will have an opportunity to cast a vote on such plan.