

- Delivered by Email To:**
- All known Affected Persons of Tongaat Hulett Developments Proprietary Limited (in business rescue) (including: all known creditors, employees, trade unions and shareholders)
  - Companies and Intellectual Property Commission ("**CIPC**")
- Displayed:**
- Registered office and principal place of business of the Company
  - Anywhere where employees are employed
- Published:**
- On the website maintained by the THL and accessible to all Affected Persons
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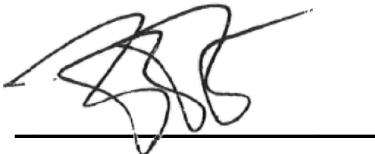
15 November 2022

**NOTICE TO ALL KNOWN AFFECTED PERSONS ("Affected Persons") OF TONGAAT HULETT DEVELOPMENTS PROPRIETARY LIMITED (IN BUSINESS RESCUE) WITH REGISTRATION NUMBER 1981/012378/07 ("Company")**

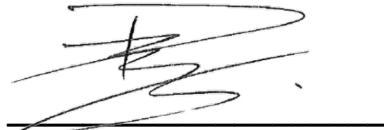
1. Affected Persons of the Company are referred to the Notice in terms of sections 129(3)(a) and 129(4)(b) of the Companies Act 71 of 2008, as amended ("**Companies Act**"), that was transmitted to Affected Persons and the CIPC, on 01 November 2022, wherein the Company advised Affected Persons that it had commenced voluntarily business rescue proceedings and appointed Trevor Murgatroyd, Peter van den Steen and Gerhard Albertyn as the joint Business Rescue Practitioners of the Company ("**BRPs**").
2. Affected Persons are advised that the holding company of the Company, Tongaat Hulett Limited ("**THL**"), has secured the advancement of initial amounts of post commencement finance ("**PCF**") from THL's lenders, which has facilitated payments of salaries and certain critical suppliers and/or creditors of the Company and THL. The PCF has been provided by such lenders subject, *inter alia*, to the perfection of the general notarial bonds registered by the Company, in favour of such lenders.
3. In this regard, notice is hereby given to Affected Persons in terms of, *inter alia*, sections 144, 145 and 146 of the Companies Act, that such lenders have instituted an application to Court to perfect the general notarial bonds registered by the Company in favour of such lenders, which application will be heard during the week commencing 14 November 2022. The BRPs have reached agreement with such lenders that, notwithstanding such lenders perfecting their security rights in respect of the Company's operating assets, the Company may continue to access the applicable premises and continue to utilise the relevant assets, to enable the Company to continue operating in the ordinary course, subject to maintaining and preserving the security of such lenders.

4. Affected Persons will be updated as further material information becomes available.
5. Affected Persons are reminded that all notices and documents regarding the business rescue proceedings of the Company that have been and/or will be circulated to Affected Persons, are/will be published and made available to all Affected Persons, on the THL website at: <https://www.tongaat.com>, under the 'Business Rescue' tab.
6. If you have any queries, they may be directed to the business rescue email address at: [br@tongaat.com](mailto:br@tongaat.com).

Yours faithfully,



**TJ Murgatroyd**



**PF van den Steen**



**GC Albertyn**

**The Joint Business Rescue Practitioners of Tongaat Hulett Developments Proprietary Limited  
(in business Rescue)**