

**PROXY FORM**

For use by the Creditors in relation to voting on the postponement of the Tongaat Hulett Limited (in Business Rescue) meeting convened in terms of Section 151 of the Companies Act to be held electronically via a video-conferencing platform on **Wednesday, 14<sup>th</sup> June 2023** at 13h00 ("**Meeting**").

I/We \_\_\_\_\_ do hereby appoint:

i. \_\_\_\_\_; or failing him/her

ii. \_\_\_\_\_; or failing him/her

iii. the BRP,

as my/our proxy to act for me/us and on my/our behalf for the purpose of voting: (indicate with an X)

- 1. To direct the Business Rescue Practitioners to adjourn the Meeting in order to revise the Business Rescue Plan for further consideration as follows:
  - 1.1. the adjourned Meeting must be reconvened to a date no later than 30 September 2023; and
  - 1.2. no less than 30 days' prior written notice of the intended date of the adjourned Meeting must be provided to Creditors.

In Favor \_\_\_\_\_ Against \_\_\_\_\_

**SIGNED at \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_ 2023.**

\_\_\_\_\_  
**SIGNATURE**

**Power of Attorney / Authorising Resolution attached (where applicable)**

\_\_\_\_\_

## NOTES:

1. A Creditor may insert the name of a proxy or the names of two alternative proxies of his/her choice in the space provided.
2. The form of proxy must either be:
  - i. Delivered and lodged by hand, to the Company's registered business address - located at: Amanzimnyama Hill, Tongaat, Kwa-Zulu Natal, 4400, South Africa - by no later than **17H00** on **Monday the 11<sup>th</sup> of June 2023**; or
  - ii. submitted via email, to the Company's business rescue email address at: [BR@tonga.com](mailto:BR@tonga.com) by no later than **17H00** on **Monday the 11<sup>th</sup> of June 2023**
3. Capitalized words not otherwise defined in this proxy form shall have the meaning ascribed to them in the Business Rescue Plan.
4. If this proxy is signed under power of attorney or on behalf of a company, such authority (i.e. power of attorney (for an individual) or authorising resolution (for a juristic person), as applicable) must accompany it.