



Est. 1892

TongaatHulett®

- Delivered by Email To:**
- All known Affected Persons of Tongaat Hulett Sugar South Africa Limited (in business rescue)
 - Companies and Intellectual Property Commission
- Displayed:**
- Registered office and principal place of business of the Company
- Published:**
- On the website maintained by the Company and accessible to Affected Persons
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08 September 2023

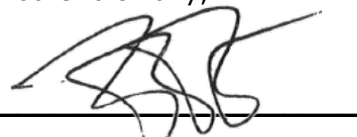
NOTICE TO AFFECTED PERSONS RE. EXTENSION OF THE PUBLICATION DATE OF THE AMENDED BUSINESS RESCUE PLAN AND FURTHER ADJOURNMENT OF SECTION 151 MEETING TO DETERMINE THE FUTURE OF TONGAAT HULETT SUGAR SOUTH AFRICA LIMITED (IN BUSINESS RESCUE) ("Company")

1. The Company's business rescue proceedings are inextricably linked with those of Tongaat Hulett Limited (in business rescue) ("**THL**"), the Company's parent and previously undisclosed legal "principal". This is due to the fact that the Company has operated as an undisclosed agent for THL. As a result, the business rescue proceedings of the Company are wholly dependent on the business rescue proceedings and business rescue plan of THL.
2. At a meeting of creditors held on 14 June 2023, creditors were notified that the meeting of creditors to be held in terms of section 151 of the Companies Act 71 of 2008 ("the **Companies Act**") ("the **Meeting**"), to consider and, if appropriate, approve the Company's Plan, would be adjourned to a date no later than 30 September 2023 in terms of section 151(3) of the Companies Act.
3. The process to finalise the THL transaction details, which has a material bearing on the Company's business rescue plan, is taking longer than was anticipated at the time the initial adjournment was decided upon. As a result, it is the Business Rescue Practitioners' ("**BRPs**") views that it is necessary to extend the date for the publication of the amended Plan and therefore also adjourn the Meeting to a later date, in order to allow time for the conclusion of the THL sale transaction(s) to be completed and for the relevant impact to be incorporated into the Company's Plan.
4. Accordingly, the BRPs convened a virtual meeting of creditors on 08 September 2023, to seek the approval of creditors for the extension of the date for the publication of the amended Business

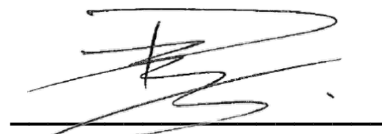
Rescue Plan to no later than 31 October 2023, and the further adjournment of the reconvened Meeting to no later than 30 November 2023.

5. In this meeting, the BRPs requested that motions regarding their aforementioned requests be considered by creditors of the Company. The Standard Bank of South Africa proposed the motions pertaining to the BRPs requests, and these motions were seconded by Rand Merchant Bank. Accordingly, the BRPS deemed it necessary and expedient to call on the creditors to vote on the following proposed motions:
- 5.1. **the extension of the date for the publication of the Company's amended Business Rescue Plan to a date no later than 31 October 2023; and**
- 5.2. **an adjournment of the Meeting to no later than 30 November 2023 and that no less than 30 days' prior written notice of the intended date of the adjourned Meeting must be provided to Creditors.**
6. The requisite majority of the creditors' voting interests voted, provided their consent to extend the publication date of the Company's amended Plan and to a further adjournment of the Meeting.
7. As such, the date for the publication of the Plan has been extended to **no later than 31 October 2023** and the **Meeting is further adjourned to no later than 30 November 2023**, and no less than 30 days' prior written notice of the intended date of the Meeting will be provided to Creditors.
8. 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 all known Affected Persons, are/will be published and made available to all Affected Persons, on the Tongaat website at: www.tongaat.com, under the 'Business Rescue' tab.


Yours faithfully,



TJ Murgatroyd



PF van den Steen



GC Albertyn

**The Joint Business Rescue Practitioners of Tongaat Hulett Sugar South Africa Limited
(in business Rescue)**