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TongaatHulett®

- Delivered by Email To:**
- All known Affected Persons of Tongaat Hulett 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
 - Availability recorded in an announcement to shareholders on the Stock Exchange News Service (SENS), released after distribution.

31 January 2024

NOTICE TO ALL KNOWN AFFECTED PERSONS OF TONGAAT HULETT LIMITED (IN BUSINESS RESCUE) ("Company") IN TERMS OF SECTION 128 OF THE COMPANIES ACT 71 OF 2008 ("the Companies Act") READ TOGETHER WITH SECTIONS 144, 145 AND 146 OF THE COMPANIES ACT

1. In accordance with section 128 of the Companies Act, as amended, read together with sections 144(3)(a), 145(1)(a) and 146(a) of the Companies Act, Affected Persons are hereby advised to consider the below notice ("**the Notice**").
2. Please take notice that an urgent application was launched late on 26 January 2024 in the High Court of South Africa, KwaZulu Natal Local Division, Durban, under case number D1103/2024, by Mohini Singari Naidoo T/A Powertrans Sales & Services ("**Powertrans**"), against, *inter alios*, the Company, the Business Rescue Practitioners ("**the application**") and the Vision Parties. The Affected Persons of the Company are cited as the ninth respondent in the aforesaid application.
3. In the abovementioned application, Powertrans has sought that, *inter alia*, -
 - 3.1. in Part A of the application the Company and the BRPs be interdicted on an interim basis from implementing or taking any further steps relating to the implementation of the Vision Business Rescue Plan (see the notice to all Affected Persons dated 11 January 2024). Part A of the application will be heard on **2 February 2024**; and
 - 3.2. in Part B of the application the business rescue plan adopted in relation to the meeting of creditors held on 11 January 2024 be declared unlawful and set aside.
4. As set out above, Powertrans has cited the Affected Persons of THL as the ninth respondent in the

abovementioned application. You are therefore entitled to (i) receive a copy of the application, (ii) take independent legal advice and (iii) participate in the Powertrans application. A copy of the Notice of Motion and Founding Affidavit in the abovementioned application is available on THL's website at <https://www.tongaat.com/business-rescue/>.

5. The Company and the BRPs have opposed the application. The Vision parties have also opposed the application.

6. 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.

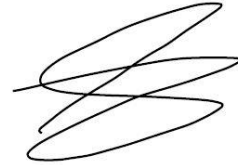
Yours faithfully,



TJ Murgatroyd



PF van den Steen



GC Albertyn

The Joint Business Rescue Practitioners of Tongaat Hulett Limited (in business rescue)