



# 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.
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17 December 2025

**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 AS AMENDED ("the Companies Act") READ TOGETHER WITH SECTIONS 144, 145 AND 146 OF THE COMPANIES ACT**

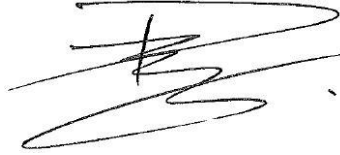
1. In accordance with section 128 of the Companies Act, as amended, read together with sections 144(3)(a), 145(1)(a) and 146(a) of the Companies Act, Affected Persons are hereby advised to consider the below notice.
2. The Company and the joint Business Rescue Practitioners of the Company were granted leave to appeal ("**the appeal**") by the Supreme Court of Appeal ("**SCA**") in Bloemfontein against the judgment of Honourable Judge Vahed dated 4 December 2023 in the High Court of South Africa, KwaZulu Natal Local Division, Durban under case number D4472/2023 ("**the declarator application**").
3. The appeal was heard by the SCA on 12 November 2025.
4. The SCA's judgment was handed down on 15 December 2025, which dismissed the appeal.
5. A copy of the declarator application, the notice of appeal and the SCA's judgment as referred to above is available on the Company's website at <https://www.tongaat.com/business-rescue/>.
6. The BRPs, together with their legal advisers, are studying the SCA's judgment and will consider its implications for the business rescue proceedings and determine any further steps.
7. Further updates will be provided in due course.
8. All notices and documents *vis-à-vis* 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 Company's website at: [www.tongaat.com](http://www.tongaat.com), under the 'Business Rescue' tab.

**Yours faithfully**



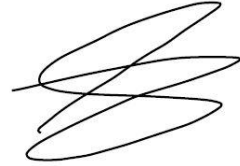
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**TJ Murgatroyd**



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**PF van den Steen**



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**GC Albertyn**

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