

- 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 THL and accessible to Affected Persons
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31 July 2026

REPORT ON THE STATUS OF THE BUSINESS RESCUE PROCEEDINGS OF TONGAAT HULETT SUGAR SOUTH AFRICA LIMITED (IN BUSINESS RESCUE) ("COMPANY")

1. GENERAL

- 1.1. Section 132(3)(a) and section 132(3)(b) of the Companies Act 71 of 2008 (as amended) (the "Companies Act") stipulate that when the business rescue proceedings of a company have not concluded within three months of the date on which they commenced, a business rescue practitioner is required to:
- 1.1.1. prepare a report on the progress of the business rescue, and update it at the end of each subsequent month until the end of the business rescue proceedings; and
 - 1.1.2. deliver the report and each update to each affected person and to the Companies and Intellectual Property Commission ("**CIPC**").
- 1.2. This report is the 41st report prepared in accordance with section 132(3) of the Companies Act.

2. BUSINESS RESCUE UPDATES

Affected Persons are reminded that the Company has operated as an agent for a previously undisclosed principal, being Tongaat Hulett Limited ("**THL**") and as a result, the business rescue proceedings of the Company are wholly dependent on the business rescue proceedings and

inextricably linked to the business rescue plan of THL.

The following matters have occurred or remain relevant since the distribution and publication of the Company's June 2026 business rescue status update report ("**June Report**"):

2.1. Implementation of the Adopted Amended Business Rescue Plan

- 2.1.1. On 17 June 2026, the BRPs sought the leave of the Court to withdraw their Liquidation Proceedings. On 17 June 2026, the Durban High Court granted the BRPs leave to withdraw the Liquidation Proceedings. The affidavits delivered in the Liquidation Proceedings, are available on THL's website at: <https://www.tongaat.com/>, under the 'Business Rescue' tab.
- 2.1.2. The withdrawal of THL's provisional liquidation application was supported by: (i) the extension by the IDC of THL's post-commencement finance facility to 30 September 2026; and (ii) the conclusion of a binding Heads of Agreement between IDC, Vision and THL regulating the implementation of THL's adopted Business Rescue Plan.
- 2.1.3. The RGS counter-application to have THL's Business Rescue Plan set aside was heard on 18 June 2026. Judgment was handed down on 24 July 2026, and the counter-application was dismissed with costs.
- 2.1.4. Affected Persons will be advised of any material developments.

2.2. Business Rescue Proceedings of other Tongaat Hulett Group Entities

- 2.2.1. The business rescue plan for Tongaat Hulett Developments Proprietary Limited ("**THD**") as approved and adopted by the relevant Affected Persons on 30 May 2023 continues to be implemented.
- 2.2.2. Similar to that of THSSA, the withdrawal of THL's provisional liquidation application is expected to have a positive impact on the Amended Business Rescue Plan of Voermol Feeds Proprietary Limited (in business rescue) ("**Voermol**"), as approved and adopted by the requisite majority of creditors on 31 January 2024 in accordance with section 151 of the Companies Act.
- 2.2.3. Please see separate monthly status report relating to THL at www.tongaat.com, under the 'Business Rescue' tab.
- 2.2.4. Separate monthly status update reports are provided for THD, THL and Voermol, which reports are uploaded and made accessible to Affected Persons on the THL website at:

www.tongaat.com, under the 'Business Rescue' tab.

2.3. **Litigation Matters**

The application for leave to appeal to the Constitutional Court *vis-à-vis* the Declaratory Proceeding remains pending.

On 17 June 2026, the Durban High Court granted the BRPs leave to withdraw the Liquidation Proceedings. However, the counter application by RGS to have the Business Rescue Plan set aside and to compel Vision to disclose certain documents was heard on 18 June 2026. Judgement has been reserved

2.4. **Creditor Claims**

2.4.1 Creditors are reminded to review their claims as they are reflected in 'Annexure A' of the Plan, which reflects all claims in accordance with the Company's records. In the event that any Creditor identifies any discrepancies between its submitted claim and the claim amount recorded by the Company, please do not hesitate to contact us on: BR@tongaat.com.

2.4.2 Take note that the Plan provides a process for Creditors to deal with any remaining disputes related to claims, and Creditors who dispute their claims reflected in the Plan, will be at liberty to follow such process, if they so wish.

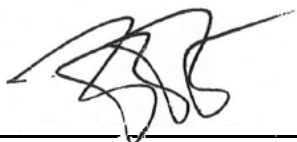
3. **CLOSING REMARKS**

3.1. The withdrawal of THL's provisional liquidation application on 17 June 2026 is a positive development for the Company, given that the Company's business rescue proceedings are inextricably linked to those of THL. The BRPs are of the view that, pending the outcome of the RGS counter-application to set aside THL's Business Rescue Plan (heard on 18 June 2026), and subject to the successful implementation of THL's adopted Business Rescue Plan, there remains a reasonable prospect that the Company can be rescued.

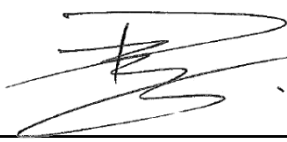
3.2. Affected Persons are reminded that all notices and documents regarding the business rescue proceedings of the Company that have been and/or will be circulated to all known Affected Persons are or will be published and made available to all Affected Persons on the THL website at: www.tongaat.com, under the 'Business Rescue' tab.

3.3. If you have any queries, they may be directed to the business rescue email address at:
BR@tongaat.com.

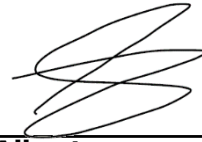
Yours faithfully,



TJ Murgatroyd



PF van den Steen



GC Albertyn

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

**7 AUGUST 2026
JOHANNESBURG**

Companies and Intellectual Property Commission
Republic of South Africa

Form CoR 125.1

About this Form

- This form is issued in terms of section 132 and 141 of the companies Act, 2008, and Regulation 125 of the Companies Regulations, 2011.
- This Notice and the attached report must be published to every affected person, and to:
 - a) The Commission, if the business rescue proceedings were started by the company; or
 - b) The court, if the proceedings were ordered by the court.
- A report and Notice must be issued at the end of the first three months of the business rescue proceedings, and at regular monthly intervals after that

Contacting the Commission

The Companies and Intellectual Property Commission of South Africa

Postal Address
PO Box 429
Pretoria
0001
Republic of South Africa
Tel: 086 100 2472

www.cipc.co.za

Business Rescue Status Report

Date: 31 July 2026

Customer Code: WERKMP

Concerning

(Name and Registration Number of Company)

Name: Tongaat Hulett Sugar South Africa Limited

Registration No: 1965/000565/06

The above named company commenced business rescue proceedings on
22 December 2022

Because the business rescue proceedings have not concluded within three months, the appointed business rescue practitioner provides the attached report in terms of section 132 (3).

Name and Title of person signing on behalf of the Practitioner:

TJ Murgatroyd, PF van den Steen & GC Albertyn
Joint Business Rescue Practitioners

Authorised Signature:

