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CIRCULAR 04

THIS DOCUMENT IS A CIRCULAR TO THE AFFECTED PERSONS RELATING TO THE BUSINESS RESCUE PROCESS OF **BERKLEY FOODS (PTY) LTD** WITH REGISTRATION NUMBER **2019 / 051353 / 07** IN TERMS OF SECTION 129 OF THE COMPANIES ACT, 71 OF 2008 AS AMENDED (THE ACT).

NOTICE OF THE SECOND MEETING OF CREDITORS

As per the first meeting of creditors and as agreed by all present, the Business Rescue Practitioner wishes to convene the 2nd Meeting of Creditors of **Berkley Foods (Pty) Ltd**.

As per the previous communication sent, **Berkley** ("the business") commenced Business Rescue Proceedings in terms of Chapter 6 of the Act[1] on **10 July 2026**. Furthermore, notification of the appointment of Pat Pattinson as Business Rescue Practitioner, was provided to all affected persons.

This Circular serves as the notice of the 2nd Meeting of Creditors that needs to be held in terms of the commitment made by the practitioner during the 1st Meeting of Creditors. At this meeting the Business Rescue Practitioner will be present to preside over the meeting and discuss the agenda items stated below.

In terms of the Act[2], all votes taken during this meeting will be based on a simple majority.

It has been decided that virtual meetings are still more favourable. Please find below the details for this upcoming meeting.

Pat Pattinson invited you to a Microsoft Teams Meeting:

Berkley Foods - BR - Second Meeting of Creditors
Thursday, August 13, 2026
2:00 PM - 3:00 PM (SAST)

Meeting link: **Berkley Foods - BR - Second Meeting of Creditors | Microsoft Teams | Meetup-Join**

[1] Business Rescue – In terms of Chapter 6 of the Companies Act (Sections 128 – 154).
[2] Section 147(3) of the Companies Act.

Agenda of the meeting:

- Welcome and explanation of the meeting
- Current state of the business
- Reasonable prospect of a Rescue
- Process of providing Proof of Claims
- Request for additional extension (if necessary)
- Future Meeting
- Closure of the meeting.
- **This is not a compulsory meeting, but attendance is advised as important votes will be taken during the meeting.**

Please note:

In terms of the Act[3] a member of a committee of creditors or employees may only be:

- An agent, proxy or attorney of an independent creditor or employee or other person acting under a general Power of Attorney or authorized in writing by an independent creditor or employee to be a member of such a committee.

If there are any affected persons who require further information, please feel free to contact the Business Rescue Practitioner, who's details reflect below.

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[3] Section 149(2).