

12 December 2023

## CIRCULAR 07

THIS DOCUMENT IS A CIRCULAR TO THE AFFECTED PERSONS RELATING TO THE BUSINESS RESCUE PROCESS OF **NOTTINGHILL FARMS CC** IN TERMS OF THE COMPANIES ACT, 71 OF 2008 AS AMENDED (THE ACT).

### **OUTCOME OF THE MEETING TO VOTE ON THE PROPOSED BUSINESS RESCUE PLAN**

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The business rescue practitioners<sup>1</sup> wish to advise all the affected persons of the outcome of the meeting to vote on the proposed business rescue plan, held on the 11<sup>th</sup> of December 2023. The purpose of this meeting was to discuss the published business rescue plan.

The practitioner took time at the commencement of the meeting to explain the procedures that would be followed during this meeting – in that a number of amendments were proposed. These amendments were to be discussed in this meeting and the meeting would be adjourned so the practitioners could include the amendments into the plan and allow the creditors to review same before re-convening the meeting of creditors on the 13<sup>th</sup> of December 2023.

#### **Presenting of the Business Rescue Plan:**

The practitioner presented the proposed business rescue plan to the affected persons who were present at the meeting to vote. There were amendments that were discussed and addressed (listed below) which have been included in the plan and is being circulated with this meeting outcome so that the affected persons may review and confirm the amendments before re-convening to vote on the 13<sup>th</sup> of December 2023.

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<sup>1</sup> Pat Pattinson, Senior Business Rescue Practitioner and Jaco Durandt, Junior Business Rescue Practitioner.

### **Confirmation of a Reasonable Prospect:**

The practitioner continued to confirm his belief of a reasonable prospect of a successful rescue. The full details of which are outlined in the plan.

### **Please note the proposed amendments:**

- The proposed amendments have been included in the plan for consideration, and the practitioner went through all of the amendments during the meeting of the 11<sup>th</sup> of December 2023 in detail and all affected persons were in principle, in agreement. However, the opportunity must be given to all affected persons to review these amendments before returning to vote on the 13<sup>th</sup> of December 2023.
- The sections of the plan where amendments have been made will be marked with a black line in the margin on the right side of the page (as is next to this paragraph of the circular) for easier identification.
- Only the proposed amendments will be contained in the amended plan for consideration. There were a handful of questions that were asked for clarification purposes that did not spawn any actual proposed amendments to the plan.

Should you have any questions, please do not hesitate to contact the practitioners directly.

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