

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION, PRETORIA

S. Schryff
8/8/2023

CASE NO.: 2023-071935

BEFORE THE HONOURABLE JUSTICE VAN DER SCHYFF
DATE: 8 AUGUST 2023

In the matter of:

PRUDENTIAL AUTHORITY First Applicant

SOUTH AFRICAN RESERVE BANK Second Applicant

And

HABIB OVERSEAS BANK LIMITED First Respondent
(in curatorship)

PRICEWATERHOUSECOOPERS INCORPORATED Second Respondent

CRAIG DU PLESSIS N.O. Third Respondent

THE MINISTER OF FINANCE Fourth Respondent



~~DRAFT ORDER~~

HAVING heard counsel, read the documents filed by the parties and having considered the matter, the following, is by agreement between the parties, made an order of Court.

IT IS ORDERED THAT:

1. The curatorship of the first respondent is terminated with immediate effect.
2. The first respondent is hereby placed under provisional winding-up.

A

- 3. Ms Zeenath Kajee is hereby appointed as the provisional liquidator of the first respondent and the Master of the High Court, Pretoria is directed to appoint Ms Kajee as the first respondent's provisional liquidator within 48 hours of this court order.

- 4. All parties who have a legitimate interest in the final winding-up of the first respondent are called upon to put forward their reasons why this court should not order the final winding up of the first respondent on 19 September 2023, at 10:00 am or so soon thereafter as the matter may be heard.

- 5. Any party who wishes file an affidavit in support of, or in opposition to, the final winding-up of the first respondent is to do so by 29 August 2023.

- 6. Any responding affidavits are to be filed by 12 September 2023.

- 7. A copy of this order shall forthwith be:-
 - 7.1. served on the persons listed and in the manner prescribed in Section 346A of the Companies Act 61 of 1973;
 - 7.2. served on the first respondent at its registered address;
 - 7.3. sent to all known creditors and depositors by email; and,
 - 7.4. published in the Government Gazette and Citizen newspaper

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION,
PRETORIA

Private Bag X67, Pretoria 0001

2023 -08- 08

BY ORDER OF THE COURT
GD-PRET-010

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA
GAUTENG DIVISION,
PRETORIA

M. M. M.

REGISTRAR