



ANDALUSITE RESOURCES

P O Box 436
WITKOPPEN 2068
Building "A"
Regent Hill Office Park
Cnr. Leslie & Turley Roads
Lonehill 2191
Gatueng
SOUTH AFRICA
Tel: +27-11-467 8601
Fax: +27-11-467 9115
Co. Reg. No. 2000/029268/07

2 July 2019

To: Affected persons

Dear Madam/Sir

RE: ANDALUSITE RESOURCES PROPRIETARY LIMITED (REGISTRATION NO: 2000/029268/07) (IN BUSINESS RESCUE)

1. You are hereby notified, in accordance with Section 131 of the Companies Act 71 of 2008 (as amended) ("the Companies Act") that the Company was placed in business rescue by way of court order on 27 June 2017 ("Court Order"), with the effective date of the business rescue proceedings being 27 June 2019.
2. Accordingly, the aforementioned Court Order was filed with the Companies and Intellectual Property Commission ("CIPC") on 27 June 2019.
3. Gavin Cecil Gainsford has been appointed by Court Order as the business rescue practitioner of the Company.
4. In accordance with the requirements of the relevant sections of the Companies Act, we attach copies of the following documents:
 - 4.1. the Court Order, dated 27 June 2019;

ANDALUSITE RESOURCES (PTY) LTD
P O Box 436 Witkoppen 2068 Republic of South Africa
Building "A" Regent Hill Office Park, Cnr. Leslie & Turley Roads, Lonehill
Telephone +27 11 996-4060 Website andalusiteresources.
DIRECTORS: P KOLBE, C J BAIN, S PADDY, A MASONGWA, A. MSIMANG

Co.Reg.No. 2000/029268/07



ANDALUSITE RESOURCES

- 4.2. the notice of beginning of business rescue proceedings, CoR 123.1 form filed with the CIPC; and
 - 4.3. the notice of appointment of the business rescue practitioner, CoR123.2 form filed with the CIPC.
5. If you have any queries, please do not hesitate to contact me on gavin.gainsford@gcwadmin.co.za and sean.christensen@gcwadmin.co.za

Yours faithfully

Gavin Cecil Gainsford

Duly appointed business rescue practitioner



**IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)**

CASE NO: 2019/22222

JOHANNESBURG, 27 June 2019

BEFORE THE HONOURABLE ACTING JUDGE WAINLESS

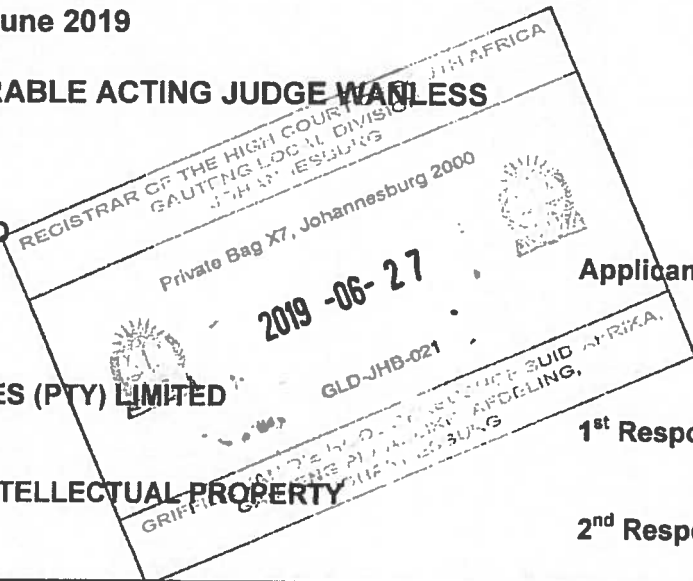
In the matter between:

**INVESTEC BANK LIMITED
REG NO. 1969/004763/06**

and

**ANDALUSITE RESOURCES (PTY) LIMITED
REG NO. 2000/029268/07**

**THE COMPANIES AND INTELLECTUAL PROPERTY
COMMISSION**



Applicant

1st Respondent

2nd Respondent

HAVING read the documents filed of record and having considered that matter:-

IT IS ORDERED THAT

1. Draft Order marked "X" signed and dated 27th June 2019, is made an Order of Court.

BY THE COURT

**REGISTRAR
/bbn**

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG

CASE NO: 22222/2019

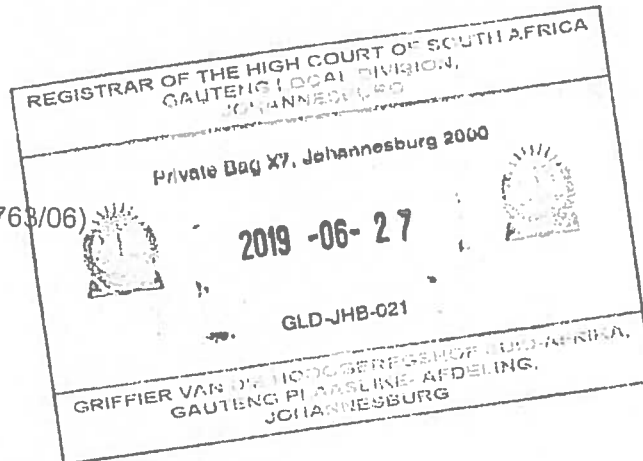
Johannesburg, 27 June 2019

Before the Honourable Justice *Wanless AJ*

In the matter between:

INVESTEC BANK LIMITED

(Registration Number: 1969/004763/06)



Applicant

and

ANDALUSITE RESOURCES PROPRIETARY LIMITED

(Registration Number: 2000/029268/07)

First Respondent

THE COMPANIES AND INTELLECTUAL PROPERTY COMMISSION

Second Respondent

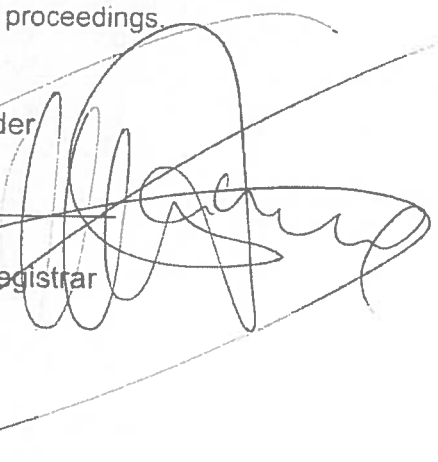
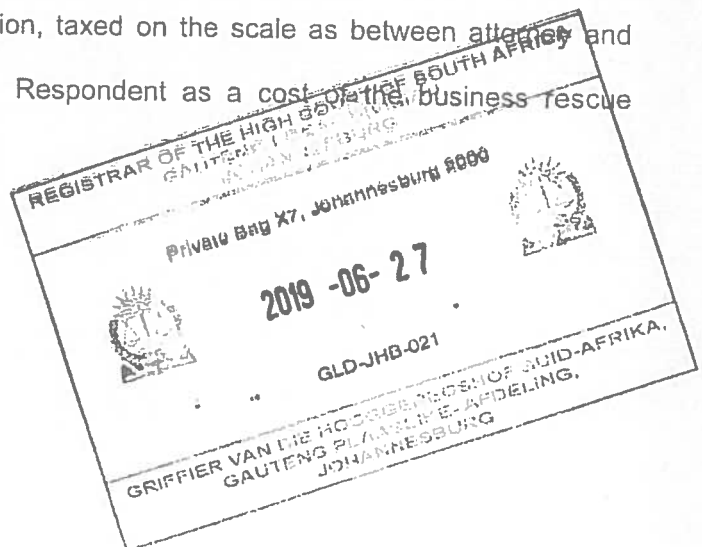
DRAFT ORDER

HAVING READ the papers filed of record and having heard counsel for the applicant, the following order is made:

1. The First Respondent is placed under supervision and business rescue proceedings commenced in terms of section 131 of the Act;
2. Mr Gavin Cecil Gainsford is appointed as interim business rescue practitioner of the First Respondent;
3. The Applicant is to give notice of this Order in the following manner:
 - 3.1. By notifying creditors of the First Respondent of the Order, within 3 (three) days of the Order having been granted, by way of electronic mail;
 - 3.2. By notifying shareholders of the First Respondent, within 3 (three) days of the Order having been granted, by way of electronic mail;
 - 3.3. By serving a copy of the Order on the First Respondent at its Registered Office within 3 (three) days of the Order having been granted;
 - 3.4. By notifying employees of the First Respondent by way of attaching a copy of the Order to a prominent and visible place at the business premises of the First Respondent situated at its principal place of business, within 3 (three) days of the Order having been granted;
4. The Applicant's costs of this application, taxed on the scale as between attorney and client, shall be payable by the First Respondent as a cost of the business rescue proceedings.

By Order

The Registrar

JE SMIT

Applicant's counsel

0824681755



111848843

Companies and Intellectual Property Commission
Republic of South Africa

Form CoR 123.1

About this Form

- This form is issued in terms of section 129 and 131 of the Companies Act, 2008, and Regulation 123 of the Companies Regulations, 2011.
- A company resolution to committee business rescue proceedings has no force or effect until it has been filed with this notice.
- This notice must be published to every affected person within 5 business days after -
 - (a) It has been filed, in the case of a resolution; or
 - (b) The date of the court order, in such a case.
- If this Notice is issued following a board resolution-
 - (a) The company must appoint a business rescue practitioner with 5 business days after filing this notice ; and
 - (b) Any affected person may apply to a court in terms of section 130 for an order setting aside the resolution.
- The fee for filing this notice is R0.

Contacting the Commission

The Companies and Intellectual Property Commission of South Africa

Postal Address
PO Box 429
Pretoria
0001
Republic of South Africa
Tel: 085 100 2472

www.cipc.co.za

Notice of Beginning of Business Rescue Proceedings

Date: 27 JUNE 2019

Customer Code: ENF001

Concerning

(Name and Registration Number of Company)

Name: ANDALUSITE RESOURCES PROPRIETARY LIMITED

Registration No: 2000/029268/07

The above named company advises that business rescue proceedings have commenced in terms of Chapter 6 of the Companies Act, as a result of:

The Board of the company having adopted the attached resolution in terms section 129, on _____.

A Court having made the attached order in terms of section 131, on 27 JUNE 2019.

In terms of section 132 (1)(a), the company's business rescue proceedings commenced on 27 JUNE 2019, being the date on which:

This notice was filed with the Commission.

The court issued the attached order.

(Only in the case of a company resolution)

In support of this Notice, the company has attached a sworn statement of the relevant facts upon which the resolution was founded by a director representing the Board.

KOMMISSIE VIR MAATSKAPPYE EN INTELLEKTUELE EIENDOM
ONDERNEMINGSREFFENDING
2019 -06- 27 No: 04
BUSINESS RESCUE
COMPANIES AND INTELLECTUAL PROPERTY COMMISSION

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

GEETABEN BHAGWANDAS KELLY WOKER (NEE METHVEN)

Authorised Signature:

Abhagnaudas

[Handwritten Signature]



IN THE HIGH COURT OF SOUTH AFRICA
(GAUTENG LOCAL DIVISION, JOHANNESBURG)

CASE NO: 2019/22222

JOHANNESBURG, 27 June 2019

BEFORE THE HONOURABLE ACTING JUDGE ~~WABLESS~~

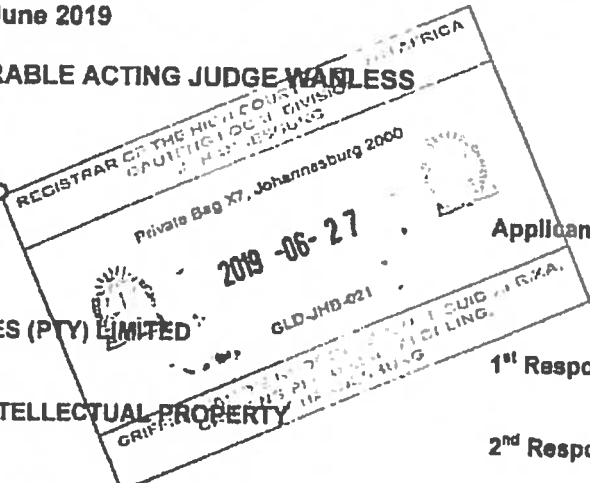
In the matter between:

INVESTEC BANK LIMITED
REG NO. 1969/004763/06

and

ANDALUSITE RESOURCES (PTY) LIMITED
REG NO. 2000/029268/07

THE COMPANIES AND INTELLECTUAL PROPERTY
COMMISSION



Applicant

1st Respondent

2nd Respondent

HAVING read the documents filed of record and having considered that matter:-

IT IS ORDERED THAT

1. Draft Order marked "X" signed and dated 27th June 2019, is made an Order of Court.

KOMMISSIE VIR MAATSKAPPE EN INTELLEKTUELE EIENDOM ONDERNEMINGSREDDING	
2019 -06- 27	No: 04
BUSINESS RESCUE COMPANIES AND INTELLECTUAL PROPERTY COMMISSION	

BY THE COURT

REGISTRAR
/bbn

OB KW

IN THE HIGH COURT OF SOUTH AFRICA
GAUTENG LOCAL DIVISION, JOHANNESBURG

CASE NO: 22222/2019

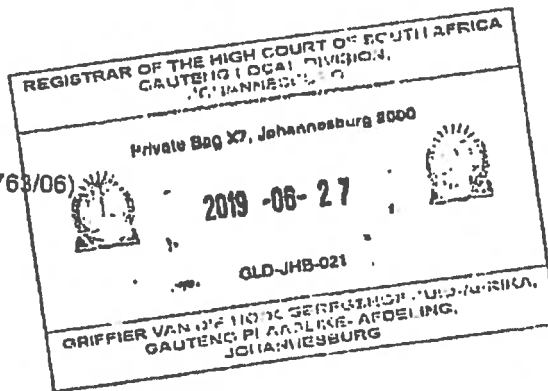
Johannesburg, 27 June 2019

Before the Honourable Justice *Wanless AJ*

In the matter between:

INVESTEC BANK LIMITED

(Registration Number: 1969/004763/06)



Applicant

and

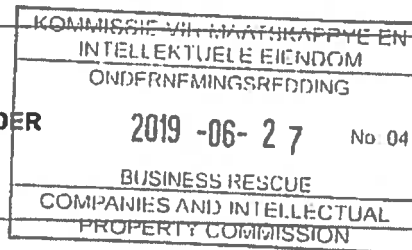
ANDALUSITE RESOURCES PROPRIETARY LIMITED

(Registration Number: 2000/029268/07)

First Respondent

THE COMPANIES AND INTELLECTUAL PROPERTY COMMISSION Second Respondent

DRAFT ORDER



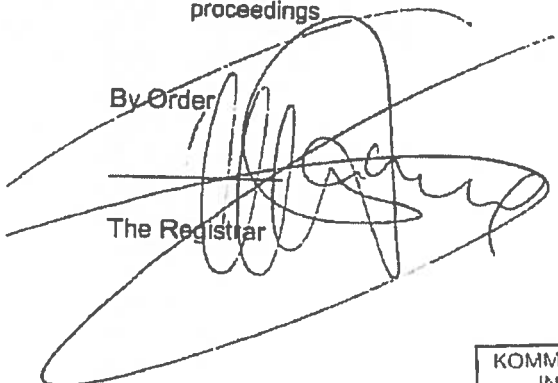
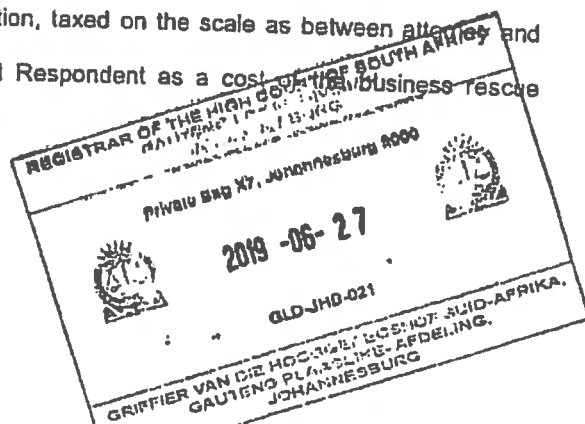
HAVING READ the papers filed of record and having heard counsel for the applicant, the following order is made:

OB
KW
KT

1. The First Respondent is placed under supervision and business rescue proceedings² commenced in terms of section 131 of the Act;
2. Mr Gavin Cecil Gainsford is appointed as Interim business rescue practitioner of the First Respondent;
3. The Applicant is to give notice of this Order in the following manner:
 - 3.1. By notifying creditors of the First Respondent of the Order, within 3 (three) days of the Order having been granted, by way of electronic mail;
 - 3.2. By notifying shareholders of the First Respondent, within 3 (three) days of the Order having been granted, by way of electronic mail;
 - 3.3. By serving a copy of the Order on the First Respondent at its Registered Office within 3 (three) days of the Order having been granted;
 - 3.4. By notifying employees of the First Respondent by way of attaching a copy of the Order to a prominent and visible place at the business premises of the First Respondent situated at its principal place of business, within 3 (three) days of the Order having been granted;
4. The Applicant's costs of this application, taxed on the scale as between attorney and client, shall be payable by the First Respondent as a cost of the business rescue proceedings

By Order

The Registrar

JE SMIT

Applicant's counsel

0824681755

Handwritten initials and marks:
 JS
 KW
 SP

Companies and Intellectual Property Commission
Republic of South Africa

Form CoR 123.2

About this Form

- This form is issued in terms of sections 129 and 131 of the Companies Act, 2008, and Regulation 123 of the Companies Regulations, 2011.
- This notice must be published to every affected person within:
 - (a) 2 business days after it has filed, if the company appointed the Practitioner; or
 - (b) 5 business days after the court order, in such a case.
- If this notice is issued following a company appointment, any affected person may apply to a court in terms of section 130 for an order setting aside the appointment, or requiring the practitioner to provide security.
- The fee for filing this Notice is R0.

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

Notice of Appointment of Business Rescue Practitioner

Date: 27 JUNE 2019

Customer Code: ENF001

Concerning

(Name and Registration Number of Company)

Name: ANDALUSITE RESOURCES PROPRIETARY LIMITED

Registration No: 2000/029268/07

The above named company commenced business rescue proceedings on 27 JUNE 2019

The following person has been appointed as the business rescue practitioner: GAVIN CECIL GAINSFORD

By the company, in terms of section 129 (3)(b).

By the court, in terms of section 131 (5).

KOMMISSIE VIR MAATSKAPPYE EN INTELLEKTUELE EIENDOM	
ONDERNEMINGSREDDING	
2019 -06- 2 8	No 03
BUSINESS RESCUE	
COMPANIES AND INTELLECTUAL PROPERTY COMMISSION	

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

GEETABEN BHAGWANDAS AND KELLY WOKER (NEE METHVEN)

Authorised Signature:





ADMINISTRATORS

GCW Administrators (Pty) Ltd
Reg no. 2018/348091/07

Sunnyside Office Park, 1st Floor, Building B,
32 Princess of Wales Terrace, Parktown 2193
Private Bag X68 Braamfontein 2017

ANDALUSITE RESOURCES PROPRIETARY LIMITED

27 June 2019

Dear Sirs

Your Ref: N/A

Our Ref: Gavin Gainsford / gmh

Contact No: +27 (0) 83 419 7169

E-mail: gavin.gainsford@gcwadmin.co.za

BUSINESS RESCUE PROCEEDINGS OF ANDALUSITE RESOURCES PROPRIETARY LIMITED

1. The above matter refers.
2. I hereby accept your appointment as the business rescue practitioner of Andalusite Resources Proprietary Limited in terms of section 131 (5) of the Companies Act 71 of 2008, as amended ("the Companies Act").
3. I have the capacity to carry out my functions and duties as a senior business rescue practitioner.
4. I am independent from the business and I am qualified to be appointed as a senior business rescue practitioner in terms of sections 138 (1) (a) and (b) of the Companies Act and I am not disqualified from being appointed as senior business rescue practitioner in terms of sections 138 (1) (c), (d), (e) and (f) of the Companies Act.
5. Please do not hesitate to contact me should you require any further information or require me to provide you with any further documentation to support my appointment.

Yours faithfully

Gavin Gainsford



Gavin Cecil Gainsford CA SA*
+27 (0) 83 419 7169

Scan Christensen LLB CA SA*
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Shawn Williams Dipl Insolvency Law*
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Zeenath Kajee CA SA*
Consultant
+27 (0) 83 628 7860

Insolvency Practitioners, Business Rescue Practitioners, Executors and Curator Bonis
* Members of the South African Restructuring and Insolvency Practitioners Association