

NOTICE OF MOTION

Case No. 38240/2010

IN THE JOHANNESBURG HIGH COURT OF SOUTH AFRICA
(South Gauteng High Court)

TREVOR HOLLARD (born Johannesburg), Applicant

Be pleased to take notice that the above Applicant intend making an application to the above Honourable Court on the 22nd day of October 2010 at 10h00, or as soon thereafter as Council for the Applicant can be heard, for an order with the following terms—

1. That the above Applicant's application to surrender his estate be granted;
2. That the costs of the application be costs of the sequestration;
3. Further and/or alternative relief.

Be pleased to take further notice that the founding affidavit of, Trevor Hollard will be used in support of this application.

Kindly place the matter on the roll for hearing accordingly.

Dated at Roodepoort on this 23rd day of September 2010.

Du Randt & Richards Inc., c/o De Bruyn Van der Elst Bokwa Inc., 73 Hennie Albert Street, Alberton; P.O. Box 2449, Florida Hills, 1716. Tel. 086 111 5064. Fax 086 111 5762, Docex 5, Flora Clinic. (Ref. J.H. Du Randt/HOL5/0005.

To: The Registrar of the above Honourable Court, Johannesburg.

And to: The Registrar of Deeds, Johannesburg.

APPLICATION FOR CONFIRMATION OF SHARE CERTIFICATE OF GB VALENTE FAMILY INVESTMENTS (PTY) LTD

In terms of the Court order dated 22 September 2010 dated and initialled by **Motlaung, J**, in the South Gauteng High Court, Johannesburg, under Case Number 36646/10, an order in the following terms was made:

1. A rule *nisi* is issued calling upon the Respondent and/or any other person concerned to show cause on Tuesday, 16 November 2010 at 10h00 or so soon thereafter as the matter may be heard why an order should not be made in the following terms—

1.1 declaring that **G B Valente Family Investments (Pty) Limited**, Registration Number 1976/003151/07, is the owner of the entire issued share capital of **Valente Brothers (Pty) Limited**, Registration Number 1963/001206/07, carrying on business at 32 Ida Street, Menlo Park, Pretoria, being 100 ordinary shares of R2 each;

1.2 declaring that share certificate number 4 certifying that **G B Valente Family Investments (Pty) Limited**, is the registered proprietor of one hundred share of 2,00 each in **Valente Brothers (Pty) Limited** ("the share certificate") was defaced and may be renewed in accordance with the articles of association for **Valente Brothers (Pty) Limited**.

1.3 alternatively to prayer 1.2 above declaring that the share certificate was cancelled in error and that **Valente Family Investments (Pty) Limited** is entitled to a new certificate.

2. Any person wishing to oppose the confirmation of the foregoing rule *nisi* is directed to, within five days of publication of this Order by the Applicants, deliver a notice of intention to oppose on the Applicant's attorneys and to deliver a copy thereof to the Registrar of the above Honourable Court and thereafter within 15 days, to deliver in the same manner an affidavit or affidavits setting out the basis for their objection.

Interested parties, or any parties who wish to object to such order may, free of charge, inspect any application which appears in the Court papers at the Applicant's attorneys office situated at 15 Alice Lane, Sandton and may within fifteen days of this notice, lodge with the Court written representations in support of, or written objections.

Any person who intends lodging an objection to or claim regarding such declaration, shall direct such objection or claim in writing to the Deney's Reitz Inc., Attorneys for the Applicant, P.O. Box 784903, Sandton, 2146, to reach this address on or before the dates set out in paragraph 2 above.

DISCIPLINARY PROCEEDINGS**AGRICULTURAL PRODUCE AGENT'S COUNCIL vs Mr FERDIE CLAASSEN ("the Accused")**

On 21 July 2010 and at Pretoria, the Accused was found guilty of the following charges:

1. Improper conduct [as defined in Section 23 (a) and/or (c) of the Act] on or about 6 July 2009 by contravening section 19 (1) (b), read together with sections 19 (4) of the Act and Rules 31 (6) (a) and (b) promulgated in terms of the Act, in that there were shortages in the agricultural produce stock of the Accused (which agricultural produce stock forms part of **Wenpro Market Agents (Pty) Limited** t/a Wenpro Umtata's ("Wenpro") trust account), not properly accounted for and which unaccounted trust shortfall amounts to unprofessional and/or improper conduct as contemplated in section 23 aforesaid.

2. Improper conduct [as defined in Section 23 (a) and/or (c) of the Act] on or about 5 October 2009 by contravening section 19 (1) (b), read together with sections 19 (4) of the Act and Rules 31 (6) (a) and (b) promulgated in terms of the Act, in that there were shortages in the agricultural produce stock of the Accused (which agricultural produce stock forms part of **Wenpro's** trust account), not properly accounted for and which unaccounted trust shortfall amounts to unprofessional and/or improper conduct as contemplated in section 23 aforesaid.

3. Improper conduct [as defined in section 23 (a) and/or (c) of the Act], during the period September 2009 to December 2009 by contravening Rule 25 in that he failed to inform his principals within 3 (three) business days of the extent and condition of unsold fresh produce, as contemplated in the said Rule.

4. Improper conduct [as defined in Section 23 (a) and/or (c) of the Act] during the period September 2009 to December 2009 by contravening Rule 26 in that he failed to account to his principals within 5 (five) business days after having sold the fresh produce, as contemplated in Rule 26 of the aforesaid Rule.

5. Improper conduct [as defined in Section 23 (a) and/or (c) of the Act] during the period September 2009 to December 2009 by contravening Rule 32 (1) in that he failed to make payment to his principals timeously, as contemplated in the said Rule.

6. Improper conduct [as defined in Section 23 (a) and/or (c) of the Act] on or about 14 January 2010 by contravening section 19 (1) (b), read together with sections 19 (4) of the Act and Rules 31 (6) (a) and (b) promulgated in terms of the Act, in that there were shortages in the agricultural produce stock of the Accused (which agricultural produce stock forms part of **Wenpro's** trust account), not properly accounted for and which unaccounted trust shortfall amounts to unprofessional and/or improper conduct as contemplated in section 23 aforesaid.

Finding (Sanction):

1. The Accused's Fidelity Fund Certificate No. 1366 is hereby, but such withdrawal is suspended for a period of 3 years on the condition that he is not convicted of an offence committed within the said 3 year period where such offence amounts to a trust shortage in respect of money or fresh produce.

2. The Accused is fined R50 000,00 (fifty thousand rand) and he is also order to make a contribution towards the Council's costs in the amount of R50 000,00 (fifty thousand rand).

3. The total amount of R100 000,00 is due payable in monthly instalments of R5 000,00 per month, commencing 1 September 2010 and thereafter, on or before the third day of every succeeding month until the full amount has been paid.

The aforesaid payment of the instalments are made timeously and directly into the account of Weavind & Weavind Inc. Weavind & Weavind Inc. Tel. (012) 346-3098. Fax 086 515 8688. Eckaard@weavind.co.za

**OLD MUTUAL SUPERFUND PROVIDENT FUND: PARTICIPATING ER: TSAMAIANO LOGISTICS (PTY) LTD
(IN LIQUIDATION)**

DISSOLUTION OF PROVIDENT FUND

Notice is hereby given in terms of section 28 (7) of the Pension Funds Act (No. 24 of 1956), that a preliminary liquidation account, a preliminary balance sheet and preliminary distribution statement of the **Old Mutual Superfund Provident Fund: Participating Employer: Tsamaisano Logistics (Pty) Ltd**, will lie open for inspection for a period of 30 days from the date of publication hereof at the offices of:

1. The Registrar of Pension Funds, Riverwalk Office Park, 41 Matroosberg Road, Ashlea Gardens, Pretoria; and
2. The Fund, c/o Cheryl Mestern, Orion Services, Block 6J, Mutualpark, Jan Smuts Drive, Pinelands, 7405; and
3. the Chief Magistrate, Goodwood, 273 Voortrekker Road, Goodwood, 7459.

Any interested person who has objections to the aforesaid accounts and statements may lodge his objection in writing with the Registrar of Pension Funds, PO Box 35655, Menlo Park, 0102, not later than 14 days after expiration of the above-mentioned 30-day period.

OLD MUTUAL SUPERFUND PROVIDENT FUND: PARTICIPATING ER: AZISIN CC (IN LIQUIDATION)

DISSOLUTION OF PROVIDENT FUND

Notice is hereby given in terms of section 28 (7) of the Pension Funds Act (No. 24 of 1956), that a preliminary liquidation account, a preliminary balance sheet and preliminary distribution statement of the **Old Mutual Superfund Provident Fund: Participating Employer: Azisin CC**, will lie open for inspection for a period of 30 days from the date of publication hereof at the offices of:

1. The Registrar of Pension Funds, Riverwalk Office Park, 41 Matroosberg Road, Ashlea Gardens, Pretoria; and
2. The Fund, c/o Cheryl Mestern, Orion Services, Block 6J, Mutualpark, Jan Smuts Drive, Pinelands, 7405; and
3. the Chief Magistrate, Goodwood, 273 Voortrekker Road, Goodwood, 7459.

Any interested person who has objections to the aforesaid accounts and statements may lodge his objection in writing with the Registrar of Pension Funds, PO Box 35655, Menlo Park, 0102, not later than 14 days after expiration of the above-mentioned 30-day period.

OLD MUTUAL SUPERFUND PROVIDENT FUND: PARTICIPATING ER: TECHNO BRICK CC (IN LIQUIDATION)

DISSOLUTION OF PROVIDENT FUND

Notice is hereby given in terms of section 28 (7) of the Pension Funds Act (No. 24 of 1956), that a preliminary liquidation account, a preliminary balance sheet and preliminary distribution statement of the **Old Mutual Superfund Provident Fund: Participating Employer: Techno Brick CC**, will lie open for inspection for a period of 30 days from the date of publication hereof at the offices of: