

THE REGISTRAR OF THE AGRICULTURAL**PRODUCE AGENT'S COUNCIL**

("the Council")

Vs

WENPRO KWAZULU NATAL (PTY) LTD

1st ACCUSED

AJAY SEWNATH

2ND ACCUSED

AMICHAD MAHARAJ

3RD ACCUSED

On 08 June 2017 and at Weavind & Weavind, 361 Oberon Street, Faerie Glen, Pretoria, the First Accused was found guilty of:

1. Improper conduct (as defined in Section 23 (a) and/or (c) of the Act) by contravening Section 16 of the Act, in that the First Accused employed Mr Marius Karsten, being a person who had previously held a Fidelity Fund Certificate with the Council and which certificate had lapsed as envisaged in Section 16(11) and/or 16(12) of the Act, without the written consent of the council to employ Mr Karsten, which conduct amounts to unprofessional and/or improper conduct within the meaning of Section 26 of the Act.

SANCTION (FINDING)

1. The First Accused is fined an amount of R100,000.00 (Hundred Thousand Rand), which amount is payable on the 8th of June 2017;
2. The first Accused is ordered to contribute towards the costs incurred in the sum of R150,000.000 (Hundred and Fifty Thousand Rand), which sum is to be paid on or before the 15th of July 2017 into the Trust Account of Weavind & Weavind Inc;
3. The First Accused Fidelity Fund Certificate is withdrawn, and that such withdrawal is suspended for a period of 3 (three) years as from the 8th of June 2017 on condition that:
 - a. no similar offences be committed by the First Accused within the said period of suspension; and
 - b. that the payment of moneys towards the contribution of costs in the sum of R150,000.00 (Hundred and Fifty Thousand Rand) is made on or before the 15th of July 2017; and
 - c. that all the directors, being the Second and Third Accused, as appearing on the Charge sheet, to complete the online training course within one month from the 8th of June 2017;