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Co. Registration No. 2002/011936/07 VAT Reg No. 4490205400



31 July 2017

Attention: All Affected Persons of International Ferro Metals (SA) Proprietary Limited (in business rescue)

Dear Sir/Madam

NOTICE TO THE AFFECTED PERSONS OF INTERNATIONAL FERRO METALS (SA) PROPRIETARY LIMITED (IN BUSINESS RESCUE) ("THE COMPANY") IN TERMS OF SECTION 132(3) (b) OF THE COMPANIES ACT 71 OF 2008

Attached hereto is a copy of the progress report in relation to the business rescue proceedings of the Company for July 2017.

Yours faithfully

Trevor Murgatroyd

**Business Rescue Practitioner** 

## Companies and Intellectual Property Commission Republic of South Africa

#### **Form CoR 125.1**

#### **About this Form**

- This form is issued in terms of section 132 and 141 of the companies Act, 2008, and Regulation 125 of the Companies Regulations, 2011.
- This Notice and the attached report must be published to every affected person, and to-
  - The Commission, if the business rescue proceedings were started by the company; or
  - b) The court, if the proceedings were ordered by the court.
- A report and Notice must be issued at the end of the first three months of the business rescue proceedings, and at regular monthly intervals after that

# 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

#### **Business Rescue Status Report**

Date: 31 July 2017
Customer Code: MURGAT01
Concerning
(Name and Registration Number of Company)
Name: International Ferro Metals (SA) Proprietary Limited
Registration No: 2002/011936/07

The above named company commenced business rescue proceedings on \_\_\_\_\_\_.

Because the business rescue proceedings have not concluded within three months, the appointed business rescue practitioner provides the attached report in terms of section 132 (3).

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

Ryan Smith - Practitioner's Attorney

**Authorised Signature:** 

This form is prescribed by the Minister of Trade and Industry in terms of section 223 of the Companies Act, 2008 (Act No. 71 of 2008).

#### International Ferro Metals (SA) Proprietary Limited (in business rescue)

with registration number 2002/011936/07

(the "Company")

# Business Rescue Status Report in terms of Section 132 (3) of the Companies Act 71 of 2008 (the "Act")

#### 1. Introduction

This report is for the month of July 2017 and is published as an update to the business rescue status report published to affected persons and filed with the Companies and Intellectual Property Commission on 29 June 2017.

#### 2. Implementation of the Amended Business Rescue Plan and Sale Agreements

- 2.1 The application to the Department of Mineral Resources ("**DMR**") for the Section 11 approval to transfer the mining right of Lesedi (Sale of Mining Right Agreement) has been granted by the DMR.
- 2.2 The Mining Right has been notarially executed and the corrected regulation 42 sketch plan (which is annexed to the Mining Right) was initialled by the relevant parties. The Mining Right was re-lodged for registration at the Mineral and Petroleum Titles Registration Office on 31 July 2017. In our experience, registration should take approximately 3 4 months after date of lodging.
- 2.3 Now that the Lesedi Section 11 has been granted, the Section 11 application relating to Sky Chrome (Sale of Equity and Claims Agreement) will be expedited and lodged with the DMR. We expect to be in a position to lodge the application during the course of the next 2 3 weeks. The discussions with the remaining shareholder in Sky Chrome are ongoing.
- 2.4 The fulfilment of the remaining suspensive conditions relating to the Lesedi and Sky Chrome transactions continue to be monitored and progressed.

#### 3. Creditor Distributions

3.1 All creditors who have not yet furnished the business rescue practitioner with correct banking details into which their dividend may be paid, must please do so immediately.

## SIGNED AT JOHANNESBURG THIS 31st DAY OF JULY 2017

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Trevor Murgatroyd

Business Rescue Practitioner of International Ferro Metals (SA) Proprietary Limited