

## To all known creditors

Dear Sir/Madam,

As communicated previously and in accordance with Section 131 of the Companies Act No. 71 of 2008 and regulations (the "Act"), Avedia Energy (Pty) Limited (registration number 2003/023054/07) ("Avedia") was placed under supervision and commenced business rescue proceedings on 25 February 2020, pursuant to a court order on this date. Alison Timme was appointed as interim practitioner by the Court on 25 February 2020.

The statutory meetings of creditors and employees were called within the 10 day period and set down for 9 March 2020 ("the first meetings"). Shortly prior to the commencement of the first meetings, Avedia, instituted an application for leave to appeal the court order of 25 February 2020, thereby suspending the business rescue of Avedia and the interim appointment of Alison Timme. The first meetings were adjourned. The Western Cape High Court dismissed the application for leave to appeal on 19 March 2020, thereby lifting the suspension of proceedings and the suspension of Alison Timme's interim appointment.

On 26 March 2020, Avedia petitioned the Supreme Court of Appeal ("the SCA"), again suspending proceedings and the interim appointment of Alison Timme as business rescue practitioner. The petition to the SCA was dismissed on 14 August 2020. On 26 August 2020, Avedia made application to the President of the SCA for a reconsideration of the dismissal of the petition ("the application for reconsideration"). The application for reconsideration was subsequently withdrawn on 1 September 2020, but replaced with Avedia petitioning the Constitutional Court for leave to appeal on the same date, thereby again suspending proceedings and the interim appointment of Alison Timme as business rescue practitioner.

The leave to appeal was dismissed by the Constitutional Court on 2 November 2020, thus lifting the suspension of proceedings and the suspension of Alison Timme's interim appointment.

As a result of the above, notice is hereby given to all known creditors pursuant to the provisions of section 147 (1) and (2) of the Act of the reconvened first meeting of creditors in the below mentioned matter, to be held at the date and time set out below. In compliance with the provisions of section 147 (2) (b) of the Act an agenda for the meeting is attached. In addition, a claim document for creditors who have not yet lodged their claims is attached (claims can also be lodged at the meeting referred to below).

Due to the current restrictions in the country as a result of the COVID-19 pandemic, the meeting will be held virtually using the dial-in details below:

**Date:** Wednesday, 18 November 2020

**Time:** 9 am - 10am.

**Dial in details:**

Host Link: <https://webex.pwcinternal.com/Join.aspx?mid=3442791>

Attendee Link: <https://pwc-emeamc.webex.com/pwc-emeamc/j.php?MTID=m18f7d0d4db7fa90cef53b2d37bb1a806>

Video Address: [1749629233@pwc-emeamc.webex.com](https://1749629233@pwc-emeamc.webex.com)

WebEx Audio

Toll: +44-203-478-5289

Global Call-in:

+27 11019 7059 (South Africa Toll)

Please also be advised that you are not required to attend this meeting and non-attendance does not impact your claim or ability to submit a claim. Meetings with regards to the voting of any business rescue plan as may become applicable will be communicated to all creditors and other holdings of voting interests in due course and in accordance with the Act.

Please direct any queries by e-mail to [erns.heyns@pwc.com](mailto:erns.heyns@pwc.com) and [clarke.h.holliday@pwc.com](mailto:clarke.h.holliday@pwc.com).

Kind regards,

**The Business Rescue Team**