

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:
 - a) 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 JANUARY 2017

Customer Code: FENWIC

Concerning

(Name and Registration Number of Company)

Name: STUTTAFORDS INTERNATIONAL FASHION COMPANY (PTY) LTD

Registration No: 2004/004471/07

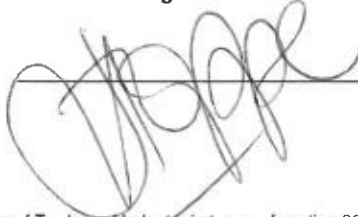
The above named company commenced business rescue proceedings on 28 OCTOBER 2016

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:

J HOPPE

Authorised Signature:





STUTTAFORDS

Notice to affected persons

31 January 2017

**REPORT IN TERMS OF SECTION 132(3)(a)(ii) OF THE COMPANIES ACT 71 OF 2008
(AS AMENDED) (“the Act”)**

**STUTTAFORDS INTERNATIONAL FASHION COMPANY PROPRIETARY LIMITED (IN
BUSINESS RESCUE) (“the Company”)**

PART A – timing of the business rescue process

1. On 28 October 2016 the Company commenced business rescue proceedings by way of a directors’ resolution as contemplated in section 129 of the Act.
2. Also on 28 October 2016 John Francis Evans and Fenwick Neil Miller (“**the BRPs**”) were appointed as the joint business rescue practitioners of the Company. This appointment was confirmed by the CIPC on 2 November 2016. From the date of appointment, the Company’s affairs, business and property have been under their temporary supervision.
3. As required by the section 129(3) of the Act, notice of the resolution commencing business rescue proceedings and the appointment of the BRPs was given to all affected persons in accordance with statutory requirements, including numerous meetings held with the employees of the Company.
4. Within the requisite 10 day period various statutory meetings were held with the Company’s employees as required by section 148 of the Act.
5. Also within this time period, and on 11 November 2016, a first meeting of creditors was convened and held as required by section 147 (“**the First Meeting**”). A meeting as contemplated in section 143(3) was also convened and held on 11 November 2016 (“**the Section 143(3) Meeting**”).
6. Section 150(5) requires that a proposed business rescue plan be published within 25 days of the appointment of the BRPs. This would have required publishing the proposed plan in early December with the second meeting of creditors to be convened

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Stuttafords International Fashion Company (Proprietary) Limited

Reg. No. 2004/004471/07

shortly before Christmas for the purposes of considering and, if appropriate, adopting the plan. Due to logistical concerns regarding the timing set out above as well as the BRPs desire to formulate any proposed plan post the traditional peak trading season over Christmas, the BRPs proposed, and the creditors approved at the First Meeting, to extend the date for the publishing of a plan to 28 February 2017.

7. Notice of the voting outcomes for both the First Meeting and the Section 143(3) Meeting were communicated to affected persons on or about 17 November 2016.
8. Ad hoc reports on various matters have also been dispatched to creditors to date hereof.

PART B – progress of the business rescue proceedings

9. In addition to compliance with the various statutory attendances recorded above, the BRPs have attended to numerous issues arising in the business rescue including but not limited to:
 - 9.1. Engaging with landlords;
 - 9.2. Engaging with suppliers regarding the continued supply of stock and, to the extent required, the renegotiation of the terms of supply;
 - 9.3. Receipt and adjudication of the retention of ownership asserted by numerous creditors and, where appropriate, the recognition of such claims;
 - 9.4. Engaging with creditors regarding their claims pre-commencement of business rescue;
 - 9.5. The receipt and reconciliation of claims received from creditors and engaging with creditors to resolve discrepancies between claims received and the claims as recorded in the Company's books and records;
 - 9.6. Engaging with third parties regarding possible interest in acquiring the business;
 - 9.7. Assessing voting rights and independence of creditors as required by section 145(5) of the Act;
 - 9.8. Meeting with the creditors' committee formed at the First Meeting on:
 - 9.8.1. 21 November 2016;
 - 9.8.2. 6 December 2016;
 - 9.8.3. 17 January 2017;

9.8.4. and

9.8.5. 31 January 2017.

- 9.9. Securing ongoing banking facilities from Nedbank Limited during business rescue and negotiating continued support post business rescue;
- 9.10. Conducting investigations as contemplated in section 141(1)(c) of the Act;
- 9.11. Considering the framework of a proposed business rescue plan and engaging with management and key stakeholders in regard thereto;
- 9.12. Preparation of a liquidation and distribution scenario calculation in terms of section 150(2)(a)(iii); and
- 9.13. Monitoring trading, performance and cash flows.
10. The BRPs remain of the view that the Company is capable of being rescued and are committed to publishing a proposed business rescue plan in early February 2017 for consideration by affected persons.
11. Creditors who have yet to submit their claims are once again requested to kindly complete a claim form and emailed same to businessrescue@mazars.co.za before Friday, 3 February 2017. While a large number claims have been received to date, a number of claims remain outstanding despite prior requests.

Yours faithfully



John Francis Evans



Fenwick Neil Miller

In their capacities as the duly appointed joint business rescue practitioners

STUTTAFORDS