



AFSA | SARIPA

BUSINESS RESCUE

APPENDIX A

REQUEST FOR ARBITRATION IN TERMS OF THE RULES FOR THE RESOLUTION OF DISPUTES IN BUSINESS RESCUE PROCEEDINGS

The Registrar for Business Rescue Disputes,
AFSA Secretariat,
First floor, Grindrod Tower
8A Protea Place
Sandton

PO Box 653007 Benmore 2010
Docex 143 Randburg

Dear Madam,

On behalf of the undermentioned claimant/s, I request that the Secretariat accept this REQUEST FOR ARBITRATION under the Rules applicable to Business Rescue Disputes.

Herewith the necessary information -

1. a) Name of Claimant/s:

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b) Description: (ie natural person; company; cc, etc.)

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c) Address:

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d) Tel. No.: e) E-mail address:

2. a) Name of Company in Business Rescue and registration number:

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b) Name of Business Rescue Practitioner:

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c) Address of Business Rescue Practitioner:

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d) Tel. No.:..... e) E-mail address:

f) Name and address of contact person on behalf of claimant:

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3. The company in Business Rescue:

(Delete (i) or (ii) if inapplicable)

(i) has adopted a business rescue plan which refers disputes for resolution under the AFSA-SARIPA Rules; or

(ii) has not adopted a business rescue plan but the parties have themselves agreed in writing (copy attached) to subject their disputes to the AFSA-SARIPA Rules.

4. I attach a statement marked "X" which briefly sets out the nature of the dispute which has arisen and the relevant facts and contentions on which the Claimant relies for the relief which it claims. (Where the dispute arises from a written decision or ruling of the BRP same should be attached).

5. The parties to the dispute:

(Delete (i) or (ii) if inapplicable)

(i) have agreed on the choice of arbitrator from the AFSA/SARIPA Panel being; or

(ii) have not agreed on the arbitrator and the Secretariat is requested to make such appointment with immediate effect.

6. Administration and Management Fee

I attach proof of payment of the Claimant's share of the management and administration fee due under the Rules in the amount of R15 000.00 (Fifteen Thousand Rand) plus VAT.

7. The Claimant does/does not wish to incorporate the AFSA appeal procedure.¹

Signature of Claimant/s representative

Date

¹ Unless both parties agree to the appeal procedure the award of the arbitrator will be final and binding.