

**TO: ALL KNOWN AFFECTED PERSONS**

**DATE: 17 JANUARY 2024**

Dear Sir/Madam

**COMAIR LIMITED (IN PROVISIONAL LIQUIDATION)**

**REQUEST FOR FINAL WINDING UP OF COMAIR LIMITED ON 25 JANUARY 2024**

- 1 Please find attached a copy of the notice of set down and draft order filed in support of the request for the final winding up of Comair Limited for your information and records.
- 2 We will report once the court has considered the matter.

Yours faithfully



**JOINT PROVISIONAL LIQUIDATORS OF COMAIR LIMITED**

**IN THE HIGH COURT OF SOUTH AFRICA  
GAUTENG DIVISION, JOHANNESBURG**

**CASE NUMBER: 20111/2022**

In the matter between:

**TRACY ANNE CAMERON N.O.**

(Identity Number: 650512 0072 089)

First Applicant

**KGASHANE CHRISTOPHER MONYELA N.O.**

(Identity Number: 670528 5341 085)

Second Applicant

**AHMED CARIM N.O.**

(Identity Number: 870630 5071 080)

Third Applicant

**BUHLE JEFFREY ERIC BUTHELEZI N.O.**

(Identity Number: 660822 5408 081)

Fourth Applicant

and

**COMAIR LIMITED**

(Registration Number: 1967/006783/06)

First Respondent

**AFFECTED PERSONS**

Second to Eleven Thousand  
Five Hundred and Forty  
Third Respondents

***In re:***

**CASE NUMBER: 2022/20111**

**RICHARD FERGUSON N.O.**

(ID No:660605 5024 085)

First Applicant

**NEIL HABLUTZEL N.O.**

Second Applicant

and

**COMAIR LIMITED**

(Registration Number: 1967/006783/06)

First Respondent

**AFFECTED PERSONS**

Second to Eleven Thousand  
Five Hundred and Forty  
Third Respondents

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**NOTICE OF SET DOWN**

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**BE PLEASED TO TAKE NOTICE THAT** the abovementioned matter is set down for hearing on the unopposed motion roll on **Thursday, 25 January 2024** at 10h00, or as soon thereafter as counsel may be heard for an order in the following terms -

- 1 that the First Respondent be placed under final winding-up in the hands of the Master of the High Court of South Africa;
- 2 that the costs of this application form part of the costs in the winding-up of the First Respondent; and
- 3 further and/or alternative relief, as the Court deems fit.

Dated at **JOHANNESBURG** on this the 16<sup>th</sup> day of **JANUARY 2024**.



**WERKSMANS ATTORNEYS**

Applicants' Attorneys

The Central

96 Rivonia Road

SANDTON

Ref: Dr E Levenstein/Ms N Harduth/COMA3742.21

Tel: 011 535 8000

Email: [elevenstein@werksmans.com](mailto:elevenstein@werksmans.com)

[nharduth@werksmans.com](mailto:nharduth@werksmans.com)

[reddyk@werksmans.com](mailto:reddyk@werksmans.com)

TO:  
**THE REGISTRAR OF THE ABOVE HONOURABLE COURT  
JOHANNESBURG**

AND TO:  
**THE MASTER OF THE ABOVE HONOURABLE COURT**  
Hollard Building  
66 Marshall Street  
JOHANNESBURG

Service by hand

Received copy hereof on this \_\_\_\_  
day of \_\_\_\_\_ 2024.

Name & Surname:  
\_\_\_\_\_

AND TO:  
**COMAIR LIMITED**  
2 – 4 Fortress Road  
Rhodesfield  
Kempton Park  
Gauteng  
(Registered Address)

Service by Sheriff

AND TO:  
**EMPLOYEES OF COMAIR LIMITED**  
2 – 4 Fortress Road  
Rhodesfield  
Kempton Park  
Gauteng  
(Registered Address)

Service by Sheriff

**AND TO:  
TRADE UNIONS OF COMAIR LIMITED**

**NUMSA**  
53 Lillian Ngoyi  
Newton  
JHB  
2000

Service by Sheriff

**SOLIDARITY**  
Penberthy Manor  
198 A Trichardts Weg  
Dudley Smith Street  
Parkrand  
Boksburg  
1470

Service by Sheriff

**COMAIR PILOTS ASSOCIATION**  
(a division of ALPA-SA)  
10 Blockhouse St  
Kempton Park  
1619

Service by Email

**AND TO:  
THE SOUTH AFRICAN REVENUE SERVICE**  
Megawatt Park  
Maxwell Drive  
SUNNINGHILL  
Email: [liquidations@sars.gov.za](mailto:liquidations@sars.gov.za)

Service by Email

**AND TO:  
THE COMPANIES AND INTELLECTUAL PROPERTY COMMISSION**  
77 Meintjies Street  
The DTI Campus  
Block F  
Ground Floor  
PRETORIA  
Email: [businessrescue@cipc.co.za](mailto:businessrescue@cipc.co.za)

Service by Email

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**DRAFT ORDER**

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**HAVING HEARD COUNSEL** for the applicants and having read the documents filed of record, it is ordered that -

- 1 that the First Respondent be placed under final winding-up in the hands of the Master of the High Court of South Africa;
- 2 that the costs of this application form part of the costs in the winding-up of the First Respondent;
- 3 that service of this Order is effected -
  - 3.1 by email to all Affected Persons; and
  - 3.2 by publication on the Company's website and Sechaba Trust's website.

**BY ORDER OF THIS COURT**

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REGISTRAR