

22 December 2017

To All Known Creditors

**NOTICE OF FIRST MEETING OF CREDITORS IN TERMS OF SECTION 147 OF THE COMPANIES ACT 71 OF 2008 (AS AMENDED) (“THE ACT”) IN RESPECT OF BH PLANT HIRE (PTY) LIMITED (IN BUSINESS RESCUE) (REGISTRATION NUMBER: 1994/009095/07) (“THE COMPANY”)**

1. We wish to advise you that the Company has been placed under supervision and commenced business rescue proceedings on 15 December 2017, pursuant to a resolution by the board of directors of the Company in terms of section 129(1) of the Act.
2. We refer to the notice of appointment of the joint business rescue practitioners of the Company, Stephen Ulysses Smyth and Fenwick Neil Miller (“**the Practitioners**”), a copy of which is transmitted herewith.
3. Notice is hereby given in terms of section 147(1) and (2) of the Act that the Practitioners have convened and will be presiding over the first meeting of creditors of the Company to be held at the following place and time set out below. In compliance with section 147(2)(b) of the Act, the agenda of the meeting is set out below:

**DATE: WEDNESDAY 3 JANUARY 2018**

**VENUE: BOWMANS INC, 22 BREE STREET, CAPE TOWN**

**TIME: 13H50 – 14H05 (agenda items ‘a’ to ‘e’)**

**14H05 – 14H20 (agenda item ‘f’)**

4. **AGENDA FOR THE FIRST MEETING OF CREDITORS:**
  - a. Introduction and background
  - b. Whether the Practitioners believe that there is a reasonable prospect of rescuing the Company
  - c. Receipt of proof of claims by creditors
  - d. Formation of a Creditors’ Committee
  - e. Extension of the time period for the publishing of a business rescue plan to 31 March 2018

- f. The consideration (and, if appropriate, the approval) of a remuneration agreement with the Practitioners in terms of section 143(3)(a) of the Act, the details of which will be circulated to creditors as soon as they are available.
5. Kindly note that you are required to lodge your claims against the Company at [businessrescue@mazars.co.za](mailto:businessrescue@mazars.co.za). A claim form is attached hereto for completion.
  6. Please advise us by way of a separate email should you wish to dial in to the meeting so that we can make the necessary arrangements.
  7. A proxy form for a vote by proxy is attached. The creditors who wish to appoint a proxy to vote on their behalf at the meeting are requested to complete the form and submit it by close of business on 29 December 2017 via email to [businessrescue@mazars.co.za](mailto:businessrescue@mazars.co.za).
  8. Please also be advised that you are not required to attend this meeting and non-attendance does not impact your claim or your ability to submit a claim. Meetings with regard to the voting of any business rescue plan as may become applicable will be communicated to all creditors and other holders of voting interests in due course and in accordance with the Act.
  9. If you have any queries, please do not hesitate to contact the Practitioners at [businessrescue@mazars.co.za](mailto:businessrescue@mazars.co.za).

Yours faithfully

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**STEFAN SMYTH**

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**NEIL MILLER**

**[In their capacities as the joint Business Rescue Practitioners of the Company]**