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Government Gazette Staatskoerant

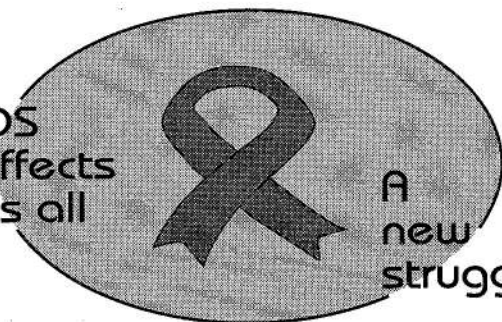
Vol. 414

PRETORIA, 24 DECEMBER
DESEMBER 1999

No. 20731

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

Prevention is the cure

**AIDS
HELPLINE**

0800 012 322

DEPARTMENT OF HEALTH

GENERAL NOTICE ALGEMENE KENNISGEWING

NOTICE 2706 OF 1999

DEPARTMENT OF TRADE AND INDUSTRY

NOTICE IN TERMS OF SECTION 12(2)(d) OF THE CONSUMER AFFAIRS (UNFAIR BUSINESS PRACTICES) ACT NO. 71 OF 1988

I, Alexander Erwin, Minister of Trade and Industry, hereby announce the following extended powers, in terms of section 12(2)(d) of the Consumer Affairs (Unfair Business Practices) Act, No 71 of 1988, granted to Jacobus Nicolaas Bekker that has been appointed on 17 September 1997 in concurrence with the special court, as curator of Investment and Derivatives Exchange Limited ("IDE") and George Timothy Richter ("Richter") and has been confirmed by me and was published under Notice 271, in Government Gazette No 18713 of 6 March 1998. The extended powers which are granted to the curator are set out in the schedule hereto.

A ERWIN

MINISTER OF TRADE AND INDUSTRY

SCHEDULE

In this notice unless the context indicates otherwise the curator shall have the following powers in regard to IDE and Richter:

- (1) To suspend or restrict, as from the date of your appointment as curator or any subsequent date, the right of creditors of IDE and/or Richter to claim or receive any money owing to them by IDE and/or Richter;**
- (2) To make payments, transfer property or take steps for the transfer of property to any creditor or creditors of IDE and/or Richter at such time, in such order and in such manner as he may deem fit;**
- (3) To cancel any agreement between IDE and/or Richter and any other party:
Provided that where the agreement so cancelled is a lease of movable or immovable property entered into by IDE and/or Richter prior to the appointment of a curator, a claim for damages in respect of such cancellation may be instituted against IDE and/or Richter after the expiration of one year as from the date of such cancellation unless the court grants permission that such claim may be instituted before the expiry of such period;**
- (4) To enter into agreements on behalf of IDE and/or Richter;**
- (5) To negotiate with any creditor of IDE and/or Richter with a view to the final settlement of the affairs of such creditor with IDE and/or Richter;**

(6) To dispose, by public auction, tender or negotiation, of any asset of IDE and/or

Richter, including —

(a) any advance or loan; or

(b) any asset for the disposal of which approval in terms of section 228

of the Companies Act, 1973, is necessary.

KENNISGEWING 2706 VAN 1999**DEPARTEMENT VAN HANDEL EN NYWERHEID****KENNISGEWING Kragtens ARTIKEL 12(2)(d) VAN DIE WET OP
VERBRUIKERSAKE (ONBILLIKE SAKEPRAKTYKE), 1988 NO. 71 VAN 1988**

Ek, Alexander Erwin, Minister van Handel en Nywerheid, verleen hiermee in terme van artikel 12(2)(d) van die Wet op Verbruikersake (Onbillike Sakepraktyke), 1988 No 71 van 1988, verdere bevoegdhede aan die kurator, Jacobus Nicolaas Bekker wat op 17 September 1997 met die instemming van die spesiale hof aangestel is as kurator van Investment en Derivatives Exchange Beperk ("IDE") en George Timothy Richter ("Richter") en wat deur my bekragtig is en gepubliseer in Kennisgewing No 271 in Staatskoerant No 18713 van 6 Maart 1998, soos uiteengesit in die bylae.

A ERWIN**MINISTER VAN HANDEL EN NYWERHEID**

BYLAE

In hierdie kennisgewing, tensy uit die samehang anders blyk word die volgende bevoegdhede rakende IDE en Richter aan die kurator gegee:

- (1) Om die reg van krediteure van IDE en/of Richter om geld te vorder of te ontvang wat deur IDE en/of Richter aan hulle verskuldig is, op te skort of te beperk vanaf die datum van aanstelling as kurator of enige later datum.**
- (2) Om aan enige krediteur of krediteure van IDE en/of Richter betalings te doen, eiendom oor te dra of stappe te doen vir die oordrag van eiendom op die tyd, in die volgorde en op die wyse wat hy goedvind.**
- (3) Om 'n ooreenkoms tussen IDE en/of Richter en enige ander persoon op te sê : Met dien verstande dat waar die ooreenkoms wat aldus opgesê word 'n huurkontrak van roerende of onroerende eiendom is wat deur IDE en /of Richter aangegaan is voordat 'n kurator aangestel is, 'n eis om skadevergoeding ten opsigte van so 'n opsegging teen IDE en /of Richter ingestel kan word na verloop van 'n tydperk van 'n jaar vanaf die datum van sodanige opsegging tensy die hof toestemming verleen dat sodanige eis voor die verloop van sodanige tydperk ingestel kan word.**
- (4) Om ooreenkomste namens IDE en/of Richter aan te gaan.**
- (5) Om met enige krediteur van IDE en/of Richter te onderhandel met die oog op die finale afsluiting van die sake van so 'n krediteur met IDE en/of Richter.**

(6) Om by wyse van openbare veiling, tender of onderhandeling, enige bate van IDE en/of

Richter te vervreem, asook te beskik oor:

- (a) 'n voorskot of lening; of**
 - (b) enige bate vir die vervreemding waarvan goedkeuring ingevolge artikel 228 van die Maatskappywet, 1973, nodig is.**
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