

# CCAF

## CERTIFIED CLASS ACTION FAST TRACK

### HIGHVELD SYNDICATION 21 LTD AND HIGHVELD SYNDICATION 22 LTD CERTIFIED CLASS ACTION COMMUNICATION AND INFORMATION

#### IMPORTANT NOTICE TO HIGHVELD 21 & 22 INVESTORS:

(KINDLY READ THIS ENTIRE NOTICE)

1. The Pretoria High Court granted an order on 10 December 2019 authorising a class action on behalf of investors in two Highveld companies (being Highveld Syndication no 21 Ltd and Highveld Syndication no 22 Ltd – hereinafter “*the two companies*”). The court order also required that the following information be communicated to investors.
2. Each investor in either of these two companies needs to register (“*opt in*”), in the manner stated below, to be part of the class action. Each such investor is entitled to register.
3. The class action is against Mr. Nicolas Georgiou (and related entities referred to below), based on the so-called buy-back agreements which formed part of the initial issued prospectuses, for re-payment of investors’ capital by Georgiou and others.
4. In terms of the court order, only investors who register (opt in) and pay the registration fee before 13 March 2020 will qualify to be part of the class action. The court order does not allow for the joining (registering) after such date.
5. In the case of Highveld 21, the claims are for repayment of the full capital invested (plus *mora* interest and costs) and in the case Highveld 22, the claims are for repayment of an amount equal to double the full capital invested (plus *mora* interest and costs). These terms formed part of the initial issued prospectuses, which buy-back agreements were to be implemented after five years, and now form the basis of the class action claims.
6. **To register** you have to make use of the web-based registration process/form by visiting [www.ccaf.co.za](http://www.ccaf.co.za) and following the steps set out on this website/form by filling in certain details, and then pay your required registration fee (which is either R4,500 or R6,500 depending on the amount/s investment by you, as explained on the relevant website/form, as ordered by the court).

7. In terms of the Court order made by the Pretoria High Court on 10 December 2019, investors who “opt-in” shall be entitled to request to pay the registration fee over the period of six (6) months, which request the Applicants will reasonably consider. If you wish to make application for consideration of payment of the compulsory registration fee over the period of six (6) months, kindly complete the form available at <http://hsaction.co.za/wp-content/uploads/2020/01/DOWNPAYMENT.pdf> and send it to [admin@ccaf.co.za](mailto:admin@ccaf.co.za).

\*You still have to complete your registration at [www.ccaf.co.za](http://www.ccaf.co.za) and indicate the registration fee payable.

8. Kindly note that if you choose to apply to pay the registration fee over the period of six (6) months, as indicated above, and miss a payment, or if you do not pay the full required amount as ordered by the Court by 31 July 2020, you forfeit all previous payments and may be excluded from the continuation of the certified class action/application.
9. This information is provided to investors as required in terms of the said court order of 10 December 2019 under case number 80811/2014, which order can be viewed on the HSAG website at: [http://hsaction.co.za/?page\\_id=15](http://hsaction.co.za/?page_id=15). (See the section headed “*Certified HS 21 & 22 Class Action / Gesertifiseerde HS 21 & 22 Klas-Aksie*”). The full court judgment is also available there.
10. The details of the Attorneys (Theron & Partners) – who will be the attorneys of record in the class action – as well as the banking details for payment of the registration fee are as follows:

**(i) THERON & PARTNERS ATTORNEYS**

Postal address: **PO Box 669, STELLENBOSCH, 7599**  
Physical address: **Alexander III Building,  
18 Alexander Street,  
STELLENBOSCH 7600  
Docex 33 Stellenbosch:  
Telephone Number: +27 21 88 77 8 77  
Fax: +27 21 887 33 33**

**(ii) Bank Account Details for paying the said compulsory registration fee:**

Account Holder: **THERON EN VENNOTE PROKUREURS NO3**  
Bank: **STANDARD BANK**  
Branch: **STELLENBOSCH**  
Account Number: **30 226 519 8**  
Account Type: **CURRENT**  
Swift Code: **SBZAJJ**

Use the following reference when paying your registration fee:

InitialsSurnameSyndication/sCCAF

e.g. **JBotha2122CCAF**

11. The class action claims are against the following parties to the buy back agreements, as set out in the said order and judgment of the court:

Nicolas Georgiou, Zephan Properties (Pty) Ltd, Nicolas Georgiou N.O., Maureen Lynette Georgiou N.O. Joseph Chemaly N.O (in their capacities as trustees of the N Georgiou Trust).

The class action (application) will be issued before 4 February 2020. Follow the news about the case and read the issued court papers on the said HSAG's website at <http://hsaction.co.za>

#### **PAYMENT OF REGISTRATION FEE IN TERMS OF THE COURT ORDER:**

##### **The registration fee is as follows:**

- **R4 500** - If your Total Combined Investment in HS 21 and HS 22 is R100 000 and less (this includes investments of R100 000).
- **R6 500** - If your Total Combined Investment in HS 21 and HS 22 is more than R100 000 (R100 000.01 or more).

#### **THE PAYMENT OF COMPULSORY REGISTRATION FEES ARE TO BE MADE VIA ELECTRONIC FUND TRANSFER (EFT) / DIRECT DEPOSIT TO THE ACCOUNT.**

##### **E-mail addresses for purposes of the HS 21 & 22 Certified Class Action:**

Kindly send your proof of payments to [accounts@ccaf.co.za](mailto:accounts@ccaf.co.za)

Kindly send your request to pay the registration fee over the course of six (6) months to [admin@ccaf.co.za](mailto:admin@ccaf.co.za)

All questions and enquiries are to be sent to [enquiries@ccaf.co.za](mailto:enquiries@ccaf.co.za)

**IF YOU DO NOT USE THE CORRECT E-MAIL ADDRESSES, IT MAY LEAD TO DOWN-PAYMENT REQUESTS NOT BEING CONSIDERED, REGISTRATION FEES NOT BEING ALLOCATED, AND ENQUIRIES NOT BEING ANSWERED.**

**[This communication was issued by Theron & Partners attorneys in accordance with the said court order]**