

**AFFIDAVIT**

**IN THE MATTER OF PHUMELELA GAMING AND LEISURE LIMITED (IN BUSINESS RESCUE)**

**NAME IN FULL OF CREDITOR:** .....

**ADDRESS IN FULL :** .....

P.O. Box No ..... Tel No .....

..... Fax No .....

Postal Code..... Email .....

**TOTAL AMOUNT OF CLAIM as at the date of Business Rescue Proceedings  
which is 8 MAY 2020:**

**R**.....

**BANK ACCOUNT DETAILS:** Bank ..... Account Name .....

Branch Code ..... Account No .....

I....., the undersigned do hereby make oath and state :

(1) That I am the .....of ...  
(hereinafter referred to as the creditor)

(2) That I have personal knowledge of the facts hereinafter stated.

(3) That **PHUMELELA GAMING AND LEISURE LIMITED** (hereinafter referred to as the company), is indebted to the said creditor in the sum of:

(Amount in words) .....

for .....

(Cause of action eg. Goods sold and delivered, services rendered or in terms of an agreement)

(4) That the said debt arose in the manner and at the time set forth in the schedule annexed.

(5) That no other person besides the company is liable (otherwise than as surety) for the said debt or any part thereof.

(6) That the creditor has not, nor has any other person, to my knowledge on the said creditor's behalf received any security for the said debt or any part thereof save and except:

.....

which security I value at R .....

**SIGNATURE OF DECLARANT**

Name ..... Signature..... Capacity.....

I certify that this affidavit was signed and sworn to before me on the ..... day of  
.....

at ..... by the deponent who has acknowledged that he knows and understands the contents of this affidavit.

**COMMISSIONER OF OATHS**

FULL NAMES: .....

FULL ADDRESS: .....  
(Not P. O. Box number)

SIGNATURE: .....

DESIGNATION.....

EXPLANATORY NOTES TO THE CLAIM DOCUMENTS

**1. Affidavit**

If security is being claimed under (6) of the affidavit, the nature and particulars of the security must be stated and the amount at which the creditor values such security must be inserted. A creditor who relies upon his security for the satisfaction of his claim should state that fact on the affidavit above the signature of the declarant.

A claim based on a mortgage or notarial bond or hire purchase agreement requires the original bond or agreement to be attached to the claim together with a statement reflecting the calculation of the amount due.

The affidavit must be attested to before a Commissioner of Oaths who must insert his full names and business address as well as his designation. The omission of such detail may result in the claim being rejected for technical reasons.

**2. Statement of Account**

A statement of account is required to be completed on schedules "A" and "B" attached, by all creditors who wish to prove a claim for goods or services supplied on an open account. If no payments were received or credits given, state "NIL" under "B".

**3. Resolution**

Where a company proves a claim the affidavit and Power of Attorney may be signed by a director or any other person properly authorised to do so. The resolution need only be completed if the said documents are not signed by a director. Where the company has already passed such a resolution, this must be annexed to the claim document and the attached resolutions may be ignored.

**STATEMENT OF ACCOUNT**

**NAME: PHUMELELA GAMING AND LEISURE LIMITED**

**NAME OF CREDITOR:** .....

**BRIEF DESCRIPTION OF GOODS:** .....

**DETAILS OF SALES**

<b>DATE</b>	<b>INVOICE NO</b>	<b>AMOUNT</b>	<b>MONTHLY TOTALS (Not Progressive)</b>
<b>TOTAL DEBITS: "A"</b>			

**DETAILS OF PAYMENTS RECEIVED AND CREDITS ALLOWED**

<b>DATE</b>	<b>PAYMENTS / CREDITS</b>	<b>AMOUNT</b>	<b>MONTHLY TOTALS (Not progressive)</b>
<b>TOTAL CREDITS: "B"</b>			
<b>AMOUNT OF CLAIM AS PER AFFIDAVIT ("A" - "B")</b>			

**RESOLUTION**

\_\_\_\_\_ (PTY)

LTD

CERTIFIED EXTRACT FROM THE MINUTES OF A MEETING OF DIRECTORS OF THE ABOVE MENTIONED COMPANY

HELD AT .....

ON THE ..... DAY OF .....

**IT WAS RESOLVED:**

THAT MR/MRS/MISS ..... a director / secretary  
/accountant/official

of the company, be and is hereby authorised and empowered on behalf of the company and to sign all the necessary documents to enable the company to prove its claim against

**PHUMELELA GAMING AND LEISURE LIMITED**

and to attend meetings of creditors, and to speak and vote on behalf of the company with power, in his discretion to substitute and appoint any other person or persons to attend such meetings on the company's behalf and to vote there at.

**CERTIFIED A TRUE COPY**

\_\_\_\_\_  
**AUTHORISED OFFICIAL**