

**Companies and Intellectual Property Commission
Republic of South Africa**

Form CoR 123.3

About this Form

- This form is issued in terms of section 129 (7) of the Companies Act, 2008, and Regulation 123 of the Companies Regulations, 2011.
- This notice must be published to every affected person within 5 business days after the Board considered the matter.
- An affected person has the right, in terms of section 131 to apply to the court for an order placing the company into business rescue proceedings.
- This notice is not required to be filed.

**Contacting the
Commission**

The Companies and Intellectual
Property Commission of South
Africa

Postal Address

PO Box 429
Pretoria
0001
Republic of South Africa
Tel: 086 100 2472

www.cipc.co.za

Notice of Decision Not to Begin Business Rescue

Date: _____

Concerning:

(Name and Registration Number of Company)

Name: _____

Registration No: _____

The above named company advises that, having considered the financial state of the company to be financially distressed, as defined in section 128 (1)(f), the Board has nevertheless determined not to adopt a resolution commencing business rescue proceedings.

In support of its decision, the Board provides the attached statement of -

- (a) the criteria set out in section 128 (1)(f) that are relevant to the company; and
- (b) the reason for not adopting a business rescue resolution.

Name and Title of person signing on behalf of the Company:

Authorised Signature:
