

**AFFIDAVIT FOR APPOINTMENT AS
 TRUSTEE /LIQUIDATOR**

IN THE MATTER OF:
 ("the Debtor")

MASTER'S REF NO:

I, the undersigned,
 (Full Names and Surname)

Id No/Passport No:

(I am aware that in exercising his discretion whether or not to appoint me, the Master of the High Court will be guided by what I depose to herein):

declare under oath/affirm that:

I choose the following addresses for the purpose of the service of any notices or for the service of any legal process:

<i>Domicillium citandi et executandi</i> (Physical Address)	Postal Address
.....
.....
.....
.....

Tel: Cell No:

Email:

A. Should I be appointed by the Master of the High Court, I confirm that:

1. I have knowledge and understand the Law of Insolvency;
2. I confirm and undertake that I will exercise control of the administration of the estate of the abovementioned Debtor;
3. I am aware of my Duties and Responsibilities as an Insolvency Practitioner;
4. I am fully aware that I am Jointly and Severally liable for the administration of the abovementioned Estate;
5. By accepting the position as Provisional Trustee/Liquidator, I am exposing myself to removal action by the Master for failure to comply with any lawful request of the Master;
6. The Master of the High Court may claim from me in respect of any loss or damage as may be suffered by the Estate or by any person by reason of the fact that I have failed to perform properly my function/s as Trustee/Liquidator or because of any maladministration on my part;

B. Non Interest

1. I am a fit and proper person to take the appointment as Provisional Trustee /Liquidator, in the estate of the abovementioned Debtor and that I have no direct, or indirect or fiduciary interest of whatsoever nature of the affairs of the Debtor;
2. I am not disqualified in terms of Section 55 of the Insolvency Act, or Section 372 of the Companies Act or Section 76 of the Close Corporations Act 69 of 1984 from taking the aforesaid appointment;
3. I am neither the Director, Employee, Auditor, Attorney or Shareholder (listed companies excluded) of the Debtor nor the Agent, Manager, Member, Bookkeeper, Creditor or Debtor of the aforementioned;
4. As far as I am aware, my appointment does and will not create any conflict of interest between my duties and obligations as Provisional Trustee/Liquidator in the estate of the Debtor and the interest of the general body of creditors and I undertake to disclose to the Master of the High Court, any information where the absence of a conflict cannot be clearly demonstrated;
5. I state that I shall be in a position and be able to carry out my duties and obligations in an impartial and independent manner and in the interests of the general body of creditors of the estate and that as far as I am aware no facts exist which could affect or influence my impartiality, independence and integrity;
6. I acknowledge that should anything compromise or detrimentally affect my position of independence, detachment or impartiality, I undertake to immediately inform the Master thereof and accordingly tender my resignation as Trustee/Liquidator;

SIGNATURE

I hereby certify that the Deponent has acknowledged that he/she knows and understands the contents of this affidavit which was signed and sworn to before me at _____ on this _____ day of _____ 20____, the regulations contained in Government Notice No. R1258 of 21 July 1972, as amended and Government Notice No. R1648 of 19 August 1977, as amended, having been complied with.

COMMISSIONER OF OATHS