



"X" King 6/9/2021

THE REPUBLIC OF SOUTH AFRICA  
**IN THE HIGH COURT OF SOUTH AFRICA  
(WESTERN CAPE DIVISION, CAPE TOWN)**

Case No:7978/2021

**Before the Honourable Ms Justice Slingers  
Monday, 6 September 2021**

In the matter between:

<b>AJVH HOLDINGS (PTY) LTD</b>	First Applicant
<b>FULL TEAM SURE TRADE (PTY) LTD</b>	Second Applicant
<b>AQUILAM HOLDINGS (PTY) LTD</b>	Third Applicant
<b>LIBER DECIMUS (PTY) LTD</b>	Fourth Applicant
<b>XANADO TRADE AND INVEST 327 (PTY) LTD</b>	Fifth Applicant

and

<b>STEINHOFF INTERNATIONAL HOLDINGS N.V.</b>	
Registration No: 2015/285685/10	Respondent
registered address: Building B2, Vineyard Office Park, Corner Adam Tas and Devon Valley Road, Stellenbosch	

and

<b>SIHNV FINANCIAL CREDITORS</b>	First Intervening Party
<b>FRÉDÉRIC VERHOEVEN</b>	
(in his capacity as court appointed joint	

administrator of the Respondent)

**CHRISTIAAN ROBERT ZIJDERVELD**

(in his capacity as court appointed joint

administrator of the Respondent)

Second Intervening Party 1

Second Intervening Party 2

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**ORDER**

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**HAVING READ THE PAPERS FILED OF RECORD AND HAVING HEARD COUNSEL FOR THE PARTIES, IT IS ORDERED THAT:**

1. the application by the parties described as SIHNV Financial Creditors (**'the first intervening party'**) to intervene in and oppose the provisional liquidation application is dismissed with costs, which costs shall include the costs of two counsel;
2. the application by Fredèric Verhoeven and Christriaan Robert Zijderveld (in their capacities as the court appointed joint administrators of the respondent) (**'the second intervening parties'**) to:
  - (a) be recognised as the Court appointed administrators of the respondent by virtues of the Orders of the Amsterdam District Court of 15 and 18 February 2021, and by virtue of such recognition be granted the authority to institute and to defend proceedings in the Republic of South Africa, including these proceedings; and

- (b) be granted leave to intervene in the application under case number WCC: 7978/2021 for the winding up of the respondent in order to oppose such application
- is dismissed with costs, which costs shall include the costs of two counsel;
3. the point *in limine* that this court does not have the jurisdiction to wind up the respondent, being an external company, is dismissed with costs, which costs shall include the costs of two counsel and which shall be paid jointly and severally by the respondent, the first intervening party and the second intervening parties, the one paying to absolve the other.

**BY ORDER OF THE COURT**

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**COURT REGISTRAR**