



ARNOTOPCO

THIRTY-SECOND BUSINESS RESCUE STATUS REPORT

Report in terms of Section 132(3) of the Companies Act 71 of 2008 (as amended)

Full Name: Arnot Opco Proprietary Limited (in business rescue)

Registration Number: 2019/072282/07

Registered Office: Farm Rietkuil 491 JS

Private Bag X3

Rietkuil

1097

BRP: Phahlani Mkhombo – Genesis Corporate Solutions

Address: GCS House, 61 Akkerboom Street,
Zwartkop Ext4, Centurion 0157

Date of Appointment: 10 October 2022



Contact us

011 513 3000
013 297 8008
talktous@arnotopco.com
www.arnot-opco.com



Head Office

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1. Introduction:

- 1.1. This Report is prepared in terms of section 132(3) of the Companies Act, 2008 (as amended) (the “**Companies Act**”) in respect of the business rescue proceedings of Arnot Opco Proprietary Limited (in business rescue) (the “**Company**”).
- 1.2. The purpose of this Report is to update creditors and affected persons on the progress of the business rescue proceedings of the Company.
- 1.3. This Report is required if a company's business rescue proceedings have not been finalised within three months after the commencement of the business rescue proceedings.
- 1.4. The Report must be read together with other reports previously issued, in the business rescue proceedings of the Company, in terms of section 132(3) of the Act.

2. Business Rescue Update:

- 2.1. Creditors will recall that the Constitutional Court has issued a directive requiring the parties to submit written argument, including argument on the merits of the appeals. The written argument including the merits on the appeal were submitted by the applicant being Salungano Group Limited on Friday, 19 September 2025.
- 2.2. The respondents being Mashwayi (Pty) Ltd; Phahlani Mkhombo N.O; Arnot Opco (Pty) Ltd (in Business Rescue); Ndalamo Coal (Pty) Ltd; and Wescoal Mining (Pty) Ltd (in Business Rescue) submitted same on Friday, 26 September 2025.
- 2.3. The hearing date for the appeal will be allocated in due course.



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3. Operational Update and Business Rescue Initiatives

3.1. Mooifontein Pit 1A Development (“Pit 1a”)

During September, the Company produced just over 56,000 (fifty-six thousand) tonnes of run-of-mine coal from Pit 1a. The Company continues to supply coal to Eskom. The Company and the appointed contractor are finalizing agreements for post-commencement financing (“PCF”), which includes working capital and general facility arrangements, both of which are designated as PCF under section 135(2) of the Companies Act.

3.2. Consolidated Pits (Pits 2, 3, and 5):

3.2.1. The contractor designated for the Consolidated Pits is performing confirmatory drilling at Pit 2, while discussions with surface right holders and regulatory agencies are actively moving forward at both Pit 2 and Pit 3.

3.2.2. Mining commencement of the Consolidated Pits requires relocating fifteen (15) families currently inhabiting the Pit 2 property. The Company has purchased stands for all affected families and is in the process of appointing a service provider to construct and develop the houses.

3.2.3. The construction and resettlement process is expected to take between 6 to 12 months. The selected contractor will start site establishment and mobilisation activities after the relocation process is complete.

3.3. Underground Mining Operations:

A mining contractor has been appointed to develop and operate the underground mining reserve at 12 Shaft. The contract mining agreement has been signed, and the contractor will also support care and maintenance activities at 10 and 11 Shafts.



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4. Closing Remarks:

- 4.1. The BRP will keep creditors and other affected persons abreast of any new developments.
- 4.2. The BRP undertakes to continue providing monthly reports to the Creditors, CIPC and other affected persons on the progress of the business rescue proceedings as required by Act.
- 4.3. All queries regarding the business rescue proceedings of the Company may be addressed to: ArnotOpcobr@gcs-sa.co.za. Creditors are reminded that all relevant notices and documents are available online on this link: <https://arnot-opco.com/business-resscue/>

Yours faithfully,

Phahlani Mkhombo
Business Rescue Practitioner
Arnot Opco Proprietary Limited (in business rescue)
30 September 2025



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