

IN THE HIGH COURT OF SOUTH AFRICA  
(EASTERN CAPE LOCAL DIVISION, PORT ELIZABETH)

PORT ELIZABETH, Wednesday, the 17<sup>th</sup> day of JUNE 2020

BEFORE The Honourable Mr Justice **MULLINS (AJ)**

**Case No.: 1198/2020**

In the *ex parte* application of:

**ANNETTE VELDSMAN**

And

**VAULTAGE ALL ROUND SOLUTIONS**

**FIRST RESPONDENT**

**(REG NO: 2019/202858/07)**

**WILLEM JOHANNES BREEDT**

*(and as cited in his capacity as*

*Trustee of the Secure Future Family Trust,*

**IT001147/2018(G)**

**SECOND RESPONDENT**

**THE STANDARD BANK OF SOUTH AFRICA LIMITED**

**THIRD RESPONDENT**

**FIRST NATIONAL BANK OF SOUTH AFRICA LIMITED**

**FOURTH RESPONDENT**

**ANNA CHRISTINA BREEDT N.O**

*(cited in her capacity as*

*Trustee of the Secure Future Family Trust,*

**IT001147/2018(G)**

**FIFTH RESPONDENT**

**PETER MARTINUS BREEDT N.O**

*(cited in his capacity as*

*Trustee of the Secure Future Family Trust,*

**IT001147/2018(G)**

**SIXTH RESPONDENT**

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Having heard Advocate Veldsman, Counsel for the Applicant, and read the documents of record;

**IT IS ORDERED THAT:**

1. That a *rule nisi* be and is hereby granted calling upon the First; Second; Third; Fifth and Sixth Respondents to show cause, if any, to this Court on **TUESDAY the 28<sup>th</sup> day of JULY 2020 at 9h30** or as soon thereafter as counsel may be heard, pending the final determination of this application alternatively the appointment of a trustee in the insolvent estate of the Second Respondent (i.e. in the sequestration application issued under case number: 188/2020 in this Division) further alternatively the appointment of a liquidator in the liquidation application to be brought against the First Respondent, whichever event happens first, an order should not be granted as follows:
  - 1.1 why the bank account of the First Respondent, held with the Third Respondent (being account number 242064256), should not be frozen; and
  - 1.2 why the First and/or Second Respondents or any other person/s directly or indirectly, whether themselves or through anyone else,

transacting upon drawing against, transferring funds from, reducing, liquidating, expatriating, pledging or in any other fashion dealing with the bank account held with the Third Respondent (being account number 242064256), should not be interdicted and restrained from operating such bank account, without an order of court authorising such transaction.

2. That the First and Second Respondents and/or the Fifth and Sixth Respondents or any other person/s directly or indirectly, whether themselves or through anyone else, transacting upon drawing against, transferring funds from, reducing, liquidating, expatriating, pledging or in any other fashion dealing with the bank account held with the Third Respondent (being account number 242064256), are interdicted and restrained from operating and/or performing transactions on such bank account held with the Third Respondent pending finalisation of this application, alternatively the appointment of a trustee in the insolvent estate of the Second Respondent (i.e. in the sequestration application issued under case number: 188/2020 in this Division) further alternatively the appointment of a liquidator in the liquidation application to be brought against the First Respondent, whichever event happens first.
3. That the Third Respondent be directed to freeze bank account number: 242064256, held in the name of the First Respondent, on date of this order being granted and to prohibit the First Respondent and/or any other person/s directly or indirectly, whether themselves or through anyone else, transacting upon drawing against, transferring funds from, reducing, liquidating,

expatriating, pledging or in any other fashion from operating and/or performing any transaction/s on the aforesaid bank account, pending finalisation of this application, alternatively the appointment of a trustee in the insolvent estate of the Second Respondent (i.e. in the sequestration application issued under case number: 188/2020 in this Division) further alternatively the appointment of a liquidator in the liquidation application to be brought against the First Respondent, whichever event happens first.

4. That pending the finalisation of this application, alternatively the appointment of a trustee in the insolvent estate of the Second Respondent (i.e. in the sequestration application issued under case number: 188/2020 in this Division) further alternatively the appointment of a liquidator in the liquidation application to be brought against the First Respondent, whichever event happens first:

- 4.1 The First and Second Respondents are restrained from disposing in any way or encumbering any immovable property or motor vehicles registered in the First and/or Second Respondent's names;

- 4.2 The First; Second; Fifth and Sixth Respondents are restrained from disposing in any way or encumbering any immovable property or motor vehicles registered in the SECURE FAMILY TRUST with trust number: IT001147/2018(G);



- 4.3 The First; Second; Fifth and Sixth Respondents are restrained from using any funds contained in the First Respondent's (Bitcoin) Hardware Wallet.

5. That prayers 2; 3 and 4 *supra* serve as an interim interdict against the First; Second; Third; Fifth and Sixth Respondents pending finalisation of this application, alternatively the appointment of a trustee in the insolvent estate of the Second Respondent (i.e. in the sequestration application issued under case number: 188/2020 in this Division) further alternatively the appointment of a liquidator in the liquidation application to be brought against the First Respondent, whichever event happens first.
6. That in the event of the Applicant seeking to discharge or amend the provisions of the above order, then and in that event, she shall give not less than 48 hours written notice of such intention, to the attorney of record of the Applicant in the application issued under case number: 1179/2020, in this Division.
7. No order is sought against the Fourth Respondent as a consequence of the order made and issued under case number: 1179/2020 in this Division.
8. Costs of the application are reserved.

**GREYVENSTEINS**

BY ORDER OF COURT

  
A ERASMUS (Ms)

REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA EASTERN CAPE LOCAL DIVISION PORT ELIZABETH		
Private Bag X1, Port Elizabeth 6000		
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ECLD-PE-003		
REGISTRAR OF THE HIGH COURT OF SOUTH AFRICA EASTERN CAPE LOCAL DIVISION, PORT ELIZABETH		