

In the application of:

THE NATIONAL DIRECTOR OF PUBLIC PROSECUTIONS

APPLICANT

and

ELIZABETH WILANDA PRINSLOO N.O.

1ST INTERVENING PARTY

MAHIER MOHAMED TAYOB N.O.

2ND INTERVENING PARTY

CORNELIA CAROLINA MIENIE N.O.

3RD INTERVENING PARTY

LUCAS MBENGENI MUNDALAMO N.O.

4TH INTERVENING PARTY

ADRIAAN WILLEM VAN ROOYEN N.O.

5TH INTERVENING PARTY

HLAMALANE JERRY MUSI N.O.

6TH INTERVENING PARTY

[in their capacities *nomino officio* as the duly appointed joint liquidators in the insolvent estate of the QSG Investment Scheme]

DRAFT ORDER

THE FOLLOWING ORDER ISSUES AFTER HAVING CONSIDERED THE MATTERS AND HAVING HEARD COUNSEL ON BEHALF OF THE PARTIES:

1. The application under case number 7907/2020 (“**the Chapter 5 Application**”) and the application under case number 46882/2017 (“**the Chapter 6 Application**”) are hereby consolidated and shall henceforth, where required, be subject to case management by Her Ladyship Madam Justice Keightley.
2. The application shall be heard and determined in one consolidated hearing, which is hereby set down for 14 September 2020.

3. The Provisional Restraint Order granted by this court on 10 March 2020 (“**the Provisional Restraint Order**”) pursuant to the Chapter 5 Application, is hereby extended to 14 September 2020.
4. In relation to the Chapter 5 Application, the National Director of Public Prosecutions (“**the NDPP**”), shall on or before 7 August 2020 file its supplementary affidavit in response to the supplementary affidavit filed by the liquidators on 22 July 2020 (“**the Liquidators’ Supplementary Affidavit**”), which shall be a response confined to only that which is contained in the Liquidators’ Supplementary Affidavit.
5. In relation to the Chapter 6 Application:
 - 5.1. the NDPP shall provide the intervening parties with a complete set of the NDPP’s application papers in the Chapter 6 proceedings, by no later than 27 July 2020;
 - 5.2. the intervening parties shall file their answering affidavit in relation to the Chapter 6 Application, by 7 August 2020;
 - 5.3. the NDPP shall file its replying affidavit in relation to the Chapter 6 Application, by 25 August 2020.
6. The parties shall file any additional and/or supplementary heads of argument in relation to the Chapter 5 and the Chapter 6 Applications by no later than 4 September 2020.
7. The liability for costs consequent upon the Chapter 5 and Chapter 6 Applications, to date and including the liability for all wasted costs, are reserved.

BY ORDER OF COURT