



**MANGO AIRLINES SOC LIMITED (in business rescue)**

**Registration Number 2006/018129/30**

**(“Mango” or “the Company”)**

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**31 July 2023**

**Status Report in terms of section 132(3) of the Companies Act 71 of 2008, as amended,  
 (“Companies Act”), read with Regulation 125**

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## **1. INTRODUCTION**

In terms of section 132(3) of the Companies Act, a company whose business rescue proceedings (“**BR Proceedings**”) have not ended within three months after the start of those proceedings, or such longer time as the court, on application by the business rescue practitioner (“**BRP**”), may allow, the BRP must:

- (a) prepare a report on the progress of the BR Proceedings, and update it at the end of each subsequent month until the end of those proceedings; and
- (b) deliver the report and each update in the prescribed manner to each affected person, and to the court, if the proceedings have been the subject of a court order or the Companies and Intellectual Property Commission (“**CIPC**”), in any other case.

The BRP accordingly submits the twenty first status update report.

## **2. SALIENT DATES**

The following table sets out certain key events that took place during the BR Proceedings of the Company:

<b>Events</b>	<b>Date</b>
Board resolution commencing the BR Proceedings filed with the CIPC	16 April 2021
Commencement of the BR Proceedings	28 July 2021
Appointment of the BRP	3 August 2021
First meeting of the creditors of the Company	18 August 2021
Extension of time to publish the business rescue plan (“ <b>BR Plan</b> ”)	29 October 2021
Meeting to consider the BR Plan	15 November 2021
Publication of the amended BR Plan	25 November 2021
Meeting to consider the amended BR Plan	2 December 2021



### **3. INVESTOR PROCESS**

The selected investor continues to keep its offer open pending the conclusion of the section 54(2) litigation. However, a risk that the investor may pull out should the issues under contention not be resolved timeously still exists.

### **4. LITIGATION SUMMARY**

The section 54(2) application: The status of the application remains unchanged from the status report for the month ending 31 May 2023.

International Air Services Council: Mango filed its heads of argument on 26 July 2023.

Aviation Co-Ordination Services: Following engagements between the parties, it was agreed that Mango would withdraw the interlocutory application in terms of Rule 30(2). The interlocutory application was accordingly withdrawn on 13 July 2023. The parties further agreed to a consent order in respect of the substituted service application to extend to any further notices or processes that may need to be served in the main application by either party. The consent order was made an order of court on 18 July 2023.

### **5. SALE OF ENGINE**

The status of the engine sale remains unchanged from the status report for the month ending 30 June 2023.

### **6. WIND-DOWN PROCESS**

In the event that the transaction or Investor Process contemplated in section 3 above fails for the reasons articulated in previous status reports, the BRP will implement the wind-down process that is already incorporated in the adopted BR Plan.

### **7. PROOF OF CLAIMS**

The deadline for submission of claims was 3 March 2022, after which no new claims will be entertained. The BRP continues to evaluate the claims and has disputed some claims as he is entitled to do so.

### **8. CONCLUSION**

The BRP remains of the opinion that there is a reasonable prospect of rescuing the Company, or that the BR Proceedings would result in a better outcome for creditors and the shareholder of the Company than would otherwise be achieved should the Company be placed in liquidation.

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**Sipho Sono**



**Business Rescue Practitioner**

*Transmitted Electronically*