



BACK TO BASICS:
ENQUIRIES

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ENQUIRIES

- PURPOSE;
- TWO TYPES OF ENQUIRIES;
 1. PUBLIC ENQUIRY: MEETINGS OF CREDITORS;
 2. SECRET/ CONFIDENTIAL ENQUIRY: SECT 152 INS ACT AND SECTS 417/ 418 OF CO ACT;



ENQUIRIES

- PRO'S & CON'S;
- CLOSE CORPORATIONS;
- SECTION 66, SECTION 339, SECTION 152;
- NEDCOR BANK LTD V THE MASTER 2002 (5)
SA 132 (SCA).



ENQUIRIES

- SECT 344 OF THE CO ACT;
- MICHELIN TYRE CO V JANSE V RENSBURG 2002 5 SA 239 (SCA);
- HUDSON V THE MASTER 2002 1 SA 862 (T);
- VOLUNTARY LIQUIDATION SECT 351;



ENQUIRIES

- SUBPOENA;
- SUBPOENA *DUCES TECUM*;
- NOTICE;
- SECTION 66 OF THE INS ACT;
- DE LANGE V SMUTS 1998(3) SA 785 (CC).



ENQUIRIES

- SERVICE BY DEPUTY SHERIFF, NORMAL RULES OF SERVICE APPLY;
- REGULATION 4 ITO SECT 158;
- SWART V CRONJE 1991 (4) SA 296 (T).



ENQUIRIES

- PENDING CIVIL LITIGATION – CLOVERBAY LTD V BANK OF CREDIT (1991) 1 ALL ER 894;
- PENDING CRIMINAL LITIGATION – MITCHELL & GARDNER V HODES NO 2003 (3) SA 176 (C).



ENQUIRIES

- LEGAL PROFESSIONAL PRIVILEGE – VAN DEN HEEVER V DIE MEESTER 1997 (3) SA 93 (T);
- PAI ACT 2 OF 2000;
- NEDBANK LTD V THE MASTER CASE NO: 5619/08.



ENQUIRIES

- **CONSTITUTIONAL CASES:**
 - FERREIRA V LEVIN NO 1996 (1) SA 984 CC;
 - BERNSTEIN V BESTER NO 1996 (2) SA 751 CC;
 - AMENDMENT TO PROVISIO 17 JANUARY 2003 BY JUDICIAL MATTER AMENDMENT ACT 55 OF 2002.