



Living Hands Umbrella Trust

IT: 3705/95

16 May 2016

STATUS REPORT: LIVING HANDS UMBRELLA TRUST

1. Progress with Latest Distribution Figures:

As at 31 March 2016 the Trust (via its Administrators, Squirrel Benefit Administrators (Pty) Ltd, have traced, verified and paid 24 745 beneficiaries in terms of the Court Order dated 25 January 2013.

2. Tracing of beneficiaries:

- 2.1 The Trustees have obtained the assistance of FNB in tracing beneficiaries. The numbers to be contacted and verified are 2647. The Administrators, Squirrel Benefit Administrators (Pty) Ltd are busy contacting beneficiaries.
- 2.2 Nedbank & Standard Bank are assisting LHUT by way of distributing a sms to all beneficiaries based on the contact information they have on record. Squirrel Benefit Administrators (Pty) Ltd are busy handling incoming calls and e-mails from beneficiaries who are responding to the sms.
- 2.3 The Trustees have obtained the assistance of Capitec Bank. Squirrel Benefit Administrators (Pty) Ltd are busy contacting beneficiaries who are still not verified with the contact detail provided by Capitec Bank.
- 2.4 ABSA Bank has prepared formal notification letters in line with Section 71(3) for all beneficiaries whose contact numbers are not operational, which will be forwarded via registered mail.

2.5 The Trustees have liaised with SASSA. Unfortunately SASSA do require identity numbers, as their system is ID number driven.

3. **Litigation against Old Mutual and others:**

The litigation is currently at discovery stage. Discovery is a pre-trial procedure in a lawsuit whereby each party, through the law of civil procedure, can obtain evidence from the other party or parties by means of discovery devices such as a request for answers to interrogatories, request for production of documents, request for admissions and depositions. Discovery can be obtained from non-parties using subpoenas. When a discovery request is objected to, the requesting party may seek the assistance of the court by filing a motion to compel discovery.

No pre-trial conference date has been set. A Pre-trial conference of the parties only will be arranged once requests for admissions and trial particulars have been delivered. A date for trial can only be obtained after the preceding legal processes have been completed.

4. **Trustee meetings**

The Trustees meet on the last Monday of every month or every second month, depending on the agenda. Comprehensive agendas are prepared, including progress reports from Squirrel, where after minutes are circulated and approved.

5. **Appointment of further Trustees**

The Trustees prefer a representative from the Mine Workers Provident Fund, either as Trustee or Representative.

The board of the MWPF resolved that they will decide if Mr Mbomvu (CEO of MWPF) and another dedicated person will become Trustees of LHUT.

Only the Master are in the position to approve a Trustee, but the Trustees will inform the Master of their support.

THE TRUSTEES

LIVING HANDS UMBRELLA TRUST