



Interrogations

PowerPoint Slides

Ms René Bekker SARIPA Chief Operating Officer



INSOL/SARIPA PROGRAMME INSOLVENCY LAW AND PRACTICE

PRESENTER
RENÉ BEKKER
SARIPA CHIEF OPERATING OFFICER

Overview of the Process

Purpose

Public Enquiries

Section 44 (7)

Subpoena

Witness Fee

Travelling Fee

Practical Challenge

Claim for Loss of Income

Who can Preside
Legal Representation
Legal Professional Privilege
Who can be subpoenaed
Subpoena Duces Tecum
Confidential Documentation
Recalcitrant Witness

Service of Subpoena

Reasonable Time Period

Pending Civil Litigation

Roering NO v Mahlangu & Others 2016 (5) SA 455 SCA

Pending Criminal Litigation

Mitchell & Gardener v Hodes NO 2003 (3) SA 176 (C)

Confidential Enquiries
Section 152 of the Insolvency Act
Section 417 of the Companies Act
Section 418 of the Companies Act

Constitutional Court Judgments

Harksen v Lane NO & Others 1998 (1) SA 300 (CC)

Parbhoo v Getz & Another 1997 (4) SA 1095 (CC)

Ferreira v Levin NO 1996 (1) SA 984 (CC)

Bernstein v Bester 1996 (2) SA 751 (CC)