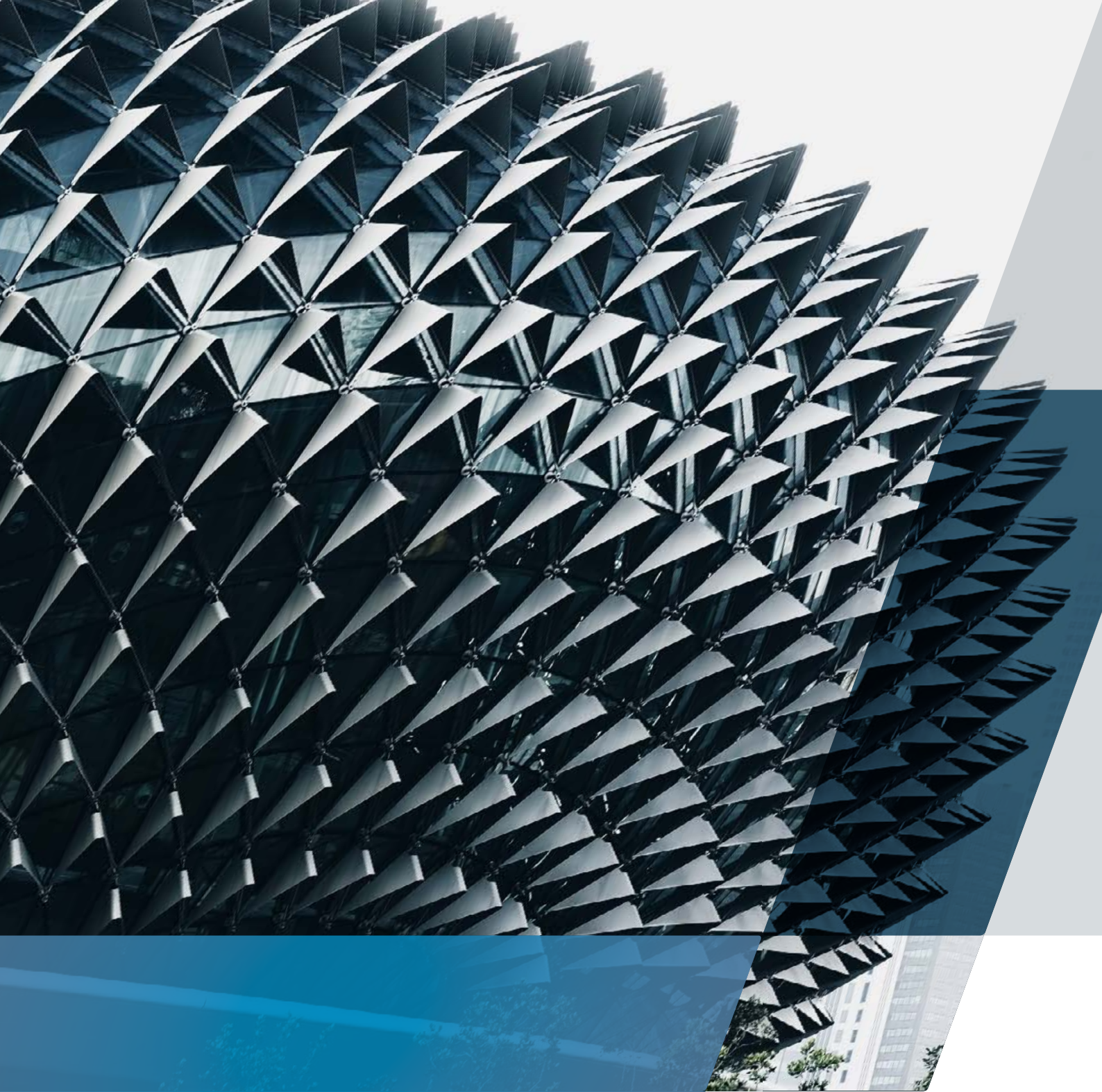




YOUR PREMIER CORPORATE
AND COMMERCIAL LAW FIRM

WWW.THYNEJACOBS.CO.ZA



THYNE
JACOBS
ATTORNEYS



TJI is a full service corporate and commercial law firm providing our clients with personalised, cost effective and efficient legal support.

THYNE JACOBS INC - AN OVERVIEW

To provide exceptional service, we have certain foundational values that underpin our business approach.

They are:

- Integrity and honesty
- Customer orientation
- Community benefit
- Innovation
- Commitment to service excellence
- Enthusiasm in the services we render

WHY THYNE JACOBS INC?

It is our primary objective to offer our clients professional and cost-effective services with a view to achieving expeditious and practical solutions that add value to our client's lives and businesses. To do so, we believe it is essential that we foster strong relationships with our clients through open communication channels and by gaining an intimate understanding of their particular needs.

We consider clear and regular communication as critical for building a successful relationship. Through completely understanding each other's expectations and developing personal relationships, we can achieve the desired results. Our tenacious approach and confidence to challenge convention, results in our willingness to go beyond the call of duty for our clients.

DEPARTMENT OVERVIEW

South African Business Law is a vast and multifaceted field, touching on most other areas of law including company, commercial, property, contract, insolvency and employment law to mention but a few. It is perhaps as diverse as the many fields of commerce which it seeks to regulate. South African Business Law is dynamic, ever seeking to catch up with and regulate new fields of business and give effect to broader legal, social and economic goals.

We act for clients across various sectors ranging from Aviation to Pharmaceutical and our industry expertise sets us apart as a solution-based business law practice.

With the ever-changing field of Business Law, we pride ourselves on assisting our clients to remain abreast of the latest developments.

SERVICE OVERVIEW

We advise and assist in the following fields of Business Law:

- Registration/formation of business entities
- Drafting of Memorandum of Incorporation
- Drafting of Shareholders Agreements
- Board meetings
- Corporate governance and director's responsibilities
- Amendments to records at the Companies and Intellectual Property Commission
- Insolvency and Business Rescue
- Corporate recovery and debt collection





OUR SERVICES

Registration of business entities

South African business law provides for the registration of various legal entities to conduct business in. Our team advises on which legal entity to utilise to best cater for the requirements and purpose of the prospective business. There are various legal entities available for a prospective business owner and it is therefore important that the correct entity is utilised to provide for the best structure in as far as tax, employment and other aspects are concerned.

We further assist our clients with any changes they wish to make to an existing enterprise, i.e. adding or removing directors, change of financial year end, conversion of closed corporations to private companies and more.

Drafting of Memorandum of Incorporation

The Memorandum of Incorporation (MOI) is one of the most important documents that lies at the heart of a business. It is therefore of utmost importance that this document is in accordance with our company laws, the shareholders agreement and company rules. Our team assists with the drafting of new MOI or the revision and amendment of an existing MOI.

Drafting of shareholder agreements

A company's shareholders agreement is of utmost importance as it regulates the relationship between a business entity and its shareholders. The shareholders agreement must be in line with the MOI as any inconsistency in this document will render such a provision null and void. We assist with the drafting of new shareholders agreements or the revision and amendment of existing agreements.

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Assistance and guidance on meetings of the board

In any business entity change is the only constant. Our team prides itself in assisting our clients to effect these changes in a cost effective and compliant manner. All decisions taken at a board meeting needs to comply with the MOI and shareholders agreement.

We assist our clients in complying with these requirements and effecting the necessary changes as seamlessly and accurately. We assist with the drafting of notices, resolutions and minutes and perform all company secretarial functions.

Corporate Governance and Directors Responsibilities

All companies are formed and governed within the framework of the Companies Act 71 of 2008. To varying degrees, companies are encouraged to comply with various codes including the King IV report and an ever-growing amount of legislation.

We guide and advise on the practical issues relating to the Companies Act including items of relevance to directors, senior management, shareholders, legal advisors, accountants and persons who attend to company secretarial functions.

Guidance and advises are also provided on monitoring risk and compliance issues, King IV, money laundering, environmental concerns as well as important legislation relating to information.

Insolvency and Business Rescue

Restructuring of companies in financial distress is on the increase. In line with this trend, Chapter 6 of the Companies Act No. 71 of 2008 (the Act) introduced business rescue to the South African business landscape.

South African companies which are financially distressed or which trade in insolvent circumstances now have an opportunity to reorganise and restructure. This has far-reaching effects on creditors, financial institutions, shareholders and employees.

Our team has close familiarity with the legislation and the way business rescue proceedings are to be implemented. This includes advising on the way companies should file for business rescue proceedings, the appointment of business rescue practitioners to supervise business rescue proceedings as well as the duties and liabilities of all parties involved in the business rescue process.

The above presentation of our expertise and field of practice within South African Business Law is not exhaustive and we aim to provide our clients with a broad spectrum of quality legal services.

CONTACT US

A 1 Saxon Road, Hyde Park, Johannesburg, 2191
P.O. Box 412888, Craighall, 2024
T +27 (0)10 590 6146
C +27 (0)82 460 2963
F +27 (0) 86 572 8855
E neil@thynejacobs.co.za

WWW.THYNEJACOBS.CO.ZA



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