

David Pinnock

Joint Sector Head, Director



David Pinnock is a Director in our Corporate & Commercial practice and Joint Sector Head for our Private Equity sector. David specialises in mergers and acquisitions and has experience in a wide range of transactional work (both public and private equity). David also has broad experience in corporate finance and other corporate and commercial work.

About David

David started his career as a candidate attorney at Cliffe Dekker and Todd (now Cliffe Dekker Hofmeyr) in 1997. He was appointed as an associate in 1999, senior associate in 2000 and became a director in 2001.

Credentials

Education

- BA LLB, University of the Witwatersrand
- Year of admission as an attorney: 1999
- Registered with the Legal Practice Council

Experience

• Vumatel

Advised the shareholders of Vumatel on the multi-billion rand disposal of Vumatel to CIVH, a subsidiary of Remgro

• Sun International

Advised Sun International on its attempted R9.5 billion acquisition by Sun International of the Peermont Group. The transaction failed to obtain the necessary regulatory approvals.

• Sun International

Advised Sun International on the R2.1 billion acquisition by Tsogo Sun of a 40% stake in Sun International's SunWest (Grandwest Casino) and Worcester operations and the partial exit of Grand Parade Investments Limited.

Contact David

+27 (0)11 562 1400

david.pinnock@cdhlegal.com

[David on LinkedIn](#)

Expertise

[Corporate & Commercial Law](#)

Mergers & Acquisitions

The Companies Act

Listings, Stock Exchanges & Public Documents

[Private Equity](#)

[Technology & Communications](#)

Location

Johannesburg

Language

English

- Sun International

Advised Sun International in its R663 million staggered disposal of controlling interests in its Botswana, Lesotho, Namibia, Swaziland and Zambia hotel businesses to Minor International Public Company Limited (listed on the Stock Exchange of Thailand).

- IEP Group

Advised IEP Group, formerly the private equity investments business of Investec Bank, on a series of integrated transactions with Khulasande Capital and the shareholders and management of each of the Goscor Group of Companies, Concord Cranes, Prowalco, Uni-Span Holdings and Afrit to create industrial services holding group, InServe.

- IEP Group

Advising IEP Group, Khulasande Capital and the shareholders and management of each of Idwala Industrial Holdings, Ferro Industrial Products, Chlor-Alkali Holdings (CAH) and CJP Chemicals, in a series of integrated transactions to create an industrial chemicals holding group, Synchem.

- IEP Group

Advised IEP Group on a series of integrated transactions with the shareholders of its various portfolio companies to create the Bud Group.

- IEP Group

Advised IEP Group in its multi-billion rand acquisition of Idwala Industrial Holdings, a leading South African miner and producer of industrial minerals and lime, from a private equity consortium. Idwala was vended into Synchem.

- Investec Bank

Advised the private equity division of Investec Bank on various acquisitions and disposals, the bulk of the portfolio now forming the Bud Group.

News

[Rogue directors counting the grains in the hourglass](#)

There are many famous quotes about the passage of time, and miscreant directors may well be pondering a number of these in light of recent developments regarding the time-barring of claims based on breach of duty.

[Reconsidering pre-emptive rights clauses in the context of “package deals”](#)

The case of Platteklouf RMS Boerdery (Pty) Ltd v Dahlia Investment Holdings (Pty) Ltd (667/2021) ZASCA 182 is a recent appeal heard by the Supreme Court of Appeal (SCA) involving a pre-emptive right over immovable property, which was granted by Dahlia Investment Holdings Proprietary Limited (DIH) (the respondent) to Platteklouf RMS Boerdery Proprietary Limited (Platteklouf) (the appellant). This article focuses on rights of pre-emption and how, pursuant to the contradictory findings of the High Court and the SCA, these clauses in agreements can be redrafted to provide maximum protection to the holder of the pre-emptive right.

[Distributions: More than meets the \(i\)](#)

Section 46 of the Companies Act 71 of 2008 (Act) is clear on the requirements that must be met before a company may make a distribution – a company must not make any proposed distribution unless the distribution is pursuant to an existing legal obligation of the company, or a court order, or where the board of the company has authorised the distribution.

[A board's discretion to call meetings of shareholders](#)

Under section 61 of the Companies Act 71 of 2008 (Companies Act), only the board of a company, or any other person specified in the company's Memorandum of Incorporation (MOI) or rules, has the power to call a shareholders' meeting. In order to grant shareholders and other stakeholders some power to be able to dictate when a meeting must be held, there are certain circumstances, listed in subsections (2) and (3), under which the board is obligated to hold a meeting. Yet, on closer inspection, this power seems to be somewhat diminished by the lack of wording setting time periods in section 61(3), which enables a board to ignore the call for a meeting from its shareholders. The potential consequences of this drafting loophole are discussed in this article.

[Frustrating board meetings](#)

Many board meetings are frustrating, for a wide variety of reasons, and especially in the world of virtual meetings. This article, however, deals with the interesting situation where a recalcitrant board member is frustrating the holding of board meetings. It will also touch on challenges created by the obtuseness of provisions like section 73(1) of the Companies Act 71 of 2008 (Companies Act).

Videos

[From Crisis to Opportunity: Harnessing African Investment through Restructuring](#)

[All news by David Pinnock →](#)

Recognition

- Chambers Global 2017–2024 ranked David in Band 1 for private equity.
- The Legal 500 EMEA 2020–2023 recommended him as a leading individual for commercial, corporate/M&A.
- The Legal 500 EMEA 2016–2019 recommended him for commercial, corporate/M&A.
- IFLR1000 2018–2022 recommended David as a notable practitioner in private equity, and M&A.