

# Dipuo Titipana

Associate



Dipuo Titipana is an Associate in our Dispute Resolution practice. Dipuo has in-depth experience, expertise and a strong background in all aspects of commercial and general litigation, including but limited to: banking, insolvency, business rescue, Companies Act and property related disputes. Additionally, he has acted and led matters on behalf of well-established corporate entities in both the lower and high courts, including a leading international private and investment bank.

## About Dipuo

## Credentials

## Education

- LLB - University of South Africa
- LLM - University of Cape Town (completion pending – December 2024)
- Admitted Attorney of the High Court of South Africa – August 2023

## Memberships

- Black Lawyers Association

## Experience

- Advised and acted on behalf some of the major banks in South Africa, including ABSA Bank Limited, The Standard Bank of South Africa Limited and FirstRand Bank Limited in a number of commercial disputes (i.e. commercial recoveries, liquidation, business rescue and foreclosure proceedings).
- Advised and was part of the team that acted on behalf of MFC, a division of Nedbank Limited in the reported judgment Prince v MFC, a division of Nedbank Limited and Another (4170/2022) [2022] ZAWCHC 90 (5 May 2022).
- Advised Agrilime Proprietary Limited in its acquisition by AfriMat Limited.
- Advised Damen Shipyards in respect of its dispute with Armscor.
- Advised Massam Holdings Proprietary Limited in their M&A transactions.

## Contact Dipuo

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[Dipuo on LinkedIn](#)

## Expertise

[Dispute Resolution](#)

## Location

Cape Town

## Language

Afrikaans

English

isiXhosa

isiZulu

- Advised Nouum Engineering Proprietary Limited in its shareholders dispute.
- Advised Tinswalo Holdings Limited in a matter involving the rezoning of agricultural land.
- Advised Investec Bank Limited in a number of commercial and private recoveries, liquidation, business rescue, security realisation and general litigation matters.

## News

### [The ball is in our courts: How section 20\(9\) of the Companies Act empowers courts to unmask corporate identity](#)

One of the cornerstones of South Africa's corporate law is the separate legal existence of companies, which provides, generally, protection to its directors and shareholders against personal liability for a company's debts and also makes a distinction between companies forming part of the same group of companies. However, sometimes, through the unlawful actions of shareholders and directors, it is necessary for our courts to look behind the separate legal entity companies in a group and treat such group companies as one legal entity.

### [Triggering the court's remedial powers in terms of section 163 of the Companies Act](#)

The Companies Act 71 of 2008 (Act) provides various statutory measures by which minority shareholders' and directors' rights and interests are safeguarded, with one of these measures being found in section 163 of the Act.

### [The extent of business rescue practitioners' powers to suspend a company's contractual obligations](#)

Chapter 6 of the Companies Act 71 of 2008 (Companies Act) confers various powers on business rescue practitioners (BRPs) once they have assumed their responsibilities to restructure the affairs of a company that has been placed under business rescue. This is achieved through the temporary supervision of the company, and the management of its affairs, business and property, by the BRP; a temporary moratorium on the rights of claimants against the company or in respect of property belonging to the company or lawfully in the possession of the company; and the development and implementation, if approved, of a business rescue plan to rescue the company by restructuring its affairs, amongst other things.

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