

Rachel Kelly

Director



Rachel Kelly is a Director in our Corporate & Commercial practice. Rachel focuses on corporate and commercial law, including mergers and acquisitions, the negotiation and preparation of a wide range of commercial agreements, due diligence investigations and reports, providing legal opinions, advising on and assisting clients with B-BBEE compliance and transactions, and corporate structures (including trusts).

About Rachel

Credentials

Education

- LL.B., University of Cape Town (2001)
- B.Com., University of Cape Town (1998)

News

[High Court sets aside B-BEE Commission's findings](#)

In *Sasol Oil Limited v The B-BBEE Commission and Others* (21415/2020) ZAGPPHC 431 (14 June 2022) the High Court of South Africa (Gauteng Division, Pretoria) was called upon to determine whether certain adverse findings of fronting made by the B-BEE Commission (Commission) against Sasol Oil Limited (Sasol Oil) should be reviewed and set aside under the Promotion of Administrative Justice Act 3 of 2000.

[Did you know: Companies Act edition](#)

Even the best lawyers and business people don't know everything about the law, which sometimes leads to surprises! Below, we set out some commonly overlooked provisions of the Companies Act, 71 of 2008 (Companies Act) which may apply to your business and some other random facts that we hope you find interesting reading during these cold winter days.

Contact Rachel

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Expertise

Corporate & Commercial Law

Insurance Law

Location

Johannesburg

Language

English

Delinquent Directors

In a judgment delivered by Judge Tolmay on 27 May 2020 in Organisation Undoing Tax Abuse and Another v Myeni and Others (case number 15996/2017), the High Court of South Africa (Gauteng Division, Pretoria) declared Dudu Myeni, the previous non-executive chairperson of South African Airways SOC Limited (SAA), a "delinquent director" in terms of the Companies Act 71 of 2008 (Companies Act). The court found that Ms Myeni acted dishonestly, recklessly and with gross negligence and breached her fiduciary duties during the tenure of her directorship, causing significant harm to both SAA and the country as a whole.

[All news by Rachel Kelly →](#)

Recognition

- Legal 500 EMEA
 - The Legal 500 EMEA 2023-2024 recommended Rachel for Mining.
 - The Legal 500 EMEA 2021-2022 recommended Rachel for commercial, corporate/M&A.