BUSINESS RESCUE, RESTRUCTURING & INSOLVENCY
OVERVIEW

The South African economy is ever-changing, and the need to adapt in response is essential to any thriving company.

However, often businesses fall victim to the harsh financial reality that not all companies can thrive in our economy.

Cliffe Dekker Hofmeyr’s (CDH) highly skilled and experienced Business Rescue, Restructuring & Insolvency team is able to meet the needs of our clients regardless of the economy and the many challenges it brings.

WE PRIORITIZE EFFICIENCY

We manage, apply and share our considerable knowledge assets for the benefit of our clients through continuous skills training.

We keep clients informed on regulation developments through seminars and our regular article alerts.

Our dedicated professional support lawyer assists the practice in leveraging our intellectual capital, channelling our professional expertise into thought leadership articles and ensuring that our practice remains constantly updated with new developments in the law.

OUR SERVICES

Our service is comprehensive and tailored to all aspects of business rescue, restructuring & insolvency.

- Perfection of notarial bonds
- Managing financial corporate overexposure and debt restructuring
- Obtaining adequate and enforceable security
- Liquidation proceedings and sequestration
- Compromises
- Business rescue
- The administration of insolvent estates
- Cross-border insolvency
- Recovery action

Training seminars on business rescue proceedings introduced by the new Companies Act

Creditors’ meetings and proof of claims

Insolvency inquiries

Preservation orders

Forensic investigations

Directors’ personal liability

Impeachable transactions

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BUSINESS RESCUE

While business rescue proceedings are still considered to be fairly new, companies have not shied away from making use of this process and the benefits it offers. Business rescue has become the most sought-after tool for rescuing a company.

However, abuse of the proceedings is also rising, as debtors often want to exploit the benefits of business rescue and avoid the inevitable consequences of liquidation.

CDH's dedicated Business Rescue, Restructuring & Insolvency team is fully equipped to assist in any business rescue dilemma. We work closely with all relevant stakeholders to ensure that the distressed company is either restructured, placed into business rescue or liquidated, depending on the best possible commercial outcome.

INSOLVENCY

When insolvency is the only solution, our lawyers have a track record of providing forthright advice to achieve the best outcome. Whether you are a creditor, lender, company, director or business owner, our team can assist you in the least cumbersome way possible.

Our clients turn to us in the preliminary stages of insolvency to represent and assist them through the process, whether it is instituting liquidation or sequestration proceedings, or conducting forensic investigation and convening enquiries.

Commentators highlight the team’s dedication to client service, stating: “They have a good understanding of our business, and we have always found them responsive to our needs.”

CHAMBERS GLOBAL 2019

The team has a “good reputation” and provides “phenomenal advice”.

CHAMBERS GLOBAL 2018
MARKET RECOGNITION

Our Business Rescue team is externally praised for its depth of resources, capabilities and experience.


The way we support and interact with our clients attracts significant external recognition.


For more information about our Business Rescue, Restructuring & Insolvency sector and services, please contact:

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