

**IN THE ARBITRATION BEFORE ADVOCATE LIZIWE XOLISWA DZAI
HELD AT CAPE TOWN**

In the arbitration proceedings between:

ANDRE VAN DER WESTHUIZEN	Claimant
and	
LA BELLA VITA PROPERTY OWNERS' ASSOCIATION	First Respondent
GRAHAM HINDLE	Second Respondent
PETER SCHINCARIOL	Third Respondent
GUY DOUGLAS	Fourth Respondent
LAURENT RICHARD MAUGER	Fifth Respondent
THE TRUSTEES FOR THE TIME BEING OF THE DOUGLAS FAMILY TRUST	Sixth & Seventh Respondents
EDWARD ALBERT BELSTEAD	Eighth Respondent
DIETLOFF ZIEGFRIED	Ninth Respondent
HENRIETTE CHRISTINE MARE	Tenth Respondent
TRUSTEE FOR THE TIME BEING OF THE LULA TRUST	Eleventh Respondent
WILLEM TOBIAS HANEKOM	Twelfth Respondent
NICOLENE HANEKOM	Thirteenth Respondent
TRIPLE CCC ADVERTISING & RESEARCH 2 (PTY) LTD	Fourteenth Respondent
SANTE WINELANDS SPA (PTY) LTD	Fifteenth Respondent
JACOBUS FRANCOIS PIENAAR	Sixteenth Respondent
ELSABE VAN NIEKERK	Seventeenth Respondent
TRUSTEES FOR THE TIME BEING OF THE ATLANTIC VIEW TRUST	Eighteenth to Twentieth Respondents
THE TRUSTEES FOR THE TIME BEING OF THE KELLERMAN FAMILIE TRUST	Twenty-first to Twenty-third Respondents
JABOBUS THEODORUS DU TOIT	Twenty-fourth Respondent

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MARK ISAAC SONIK	Twenty-fifth Respondent
SANTÉ WINELANDS BODY CORPORATE	Twenty-sixth Respondent
MOONGATE 108 (PTY) LTD	Twenty-seventh Respondent
RED LINE INVESTMENTS 20 CC	Twenty-eighth Respondent
WIP THREE INVESTMENTS (PTY) LTD	Twenty-ninth Respondent
TRUSTEES FOR THE TIME BEING OF THE VREDENDAL KWEKERY TRUST	Thirtieth to thirty-second Respondent
MULTIDIRECT INVESTMENTS 58 (PTY) LTD	Thirty-third Respondent
TRUSTEES FOR THE TIME BEING OF THE DREAMLAND AND FAMILY TRUST	Thirty-fourth Respondent

AWARD DELIVERED ELECTRONICALLY ON 01 JUNE 2023

BY AGREEMENT BETWEEN the claimant and the first, second, sixth, seventh, eighth, fifteenth, eighteenth to twentieth, and twenty-sixth respondents, (**"the parties"**), an Award is hereby made on the following terms:

1. The opposition and counterclaim filed by the second, sixth, seventh, eighth, fifteenth, eighteenth to twentieth and the twenty-sixth respondents (**"the Opposing Respondents"**) in the abovementioned Arbitration Proceedings are hereby withdrawn.
2. It is confirmed and declared that the voting at the special general meeting (**"SGM"**) of the La Bella Vita Property Owner's Association (**"the POA"**) that was held on 27 January 2023 (**"the January SGM"**), proceeded properly and validly approved special resolutions 2 and 3 which served before the January SGM.

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3. It is further confirmed and declared that the:

3.1 Voting at the January SGM in respect of ordinary resolution 1 which served before the SGM, proceeded properly, premised on the proper and valid approval of special resolution 2; and

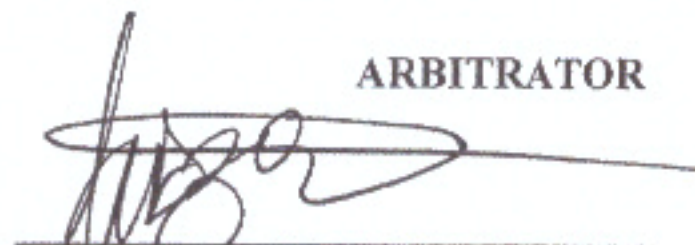
3.2 Voting at the January SGM properly and validly approved ordinary resolution 1 in the form that it served before the SGM.

4. Each party shall pay their own costs incurred in the Arbitration Proceedings. The costs of the Arbitrator and the Arbitration Proceedings are to be shared equally between the Claimant and the Opposing Respondents.

THIS AWARD BY AGREEMENT BETWEEN THE PARTIES is subject to clause 29 of the Constitution of the POA, annexure "SOC1" to the claimant's statement of claim, with the result that, this Award is final and binding between the parties and may be made an Order of the Western Cape Division, held at Cape Town as contemplated in clause 29.6 of the POA's constitution read with section 28 of the Arbitration Act, 42 of 1965.

THUS, DATED AT CAPE TOWN ON THIS 1ST DAY OF JUNE 2023.

ARBITRATOR


ADV. LIZIWE XOLISWA DZAI
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