

LA BELLA VITA WINE ESTATE
PROPERTY OWNERS' ASSOCIATION
[Association]

WRITTEN RESOLUTIONS, SIGNED BY THE TRUSTEES OF THE ASSOCIATION
PASSED IN TERMS OF ARTICLE 14.9 OF THE CONSTITUTION OF THE ASSOCIATION

RESOLUTION ONE

Resolved that the Association appoint Antony Alvar from Maurice Phillips
Nysenborg to represent the Association regarding the dispute resolution from Andre-
van 202 Westhlyzen represented by Brian Merrett from Hayes Inc. at the
requested Arbitration hearing.



Signed by G. E. KINDE

on 21ST FEBRUARY 2023

duly authorised & warranting such
authority



Signed by GUY DOUGLAS

on 21ST FEBRUARY 2023

duly authorised & warranting such
authority



Signed by PETER SINCAREL

on 22ND FEBRUARY 2023

duly authorised & warranting such
authority

LA BELLA VITA WINE ESTATE
PROPERTY OWNERS' ASSOCIATION
("Association")

WRITTEN RESOLUTIONS, SIGNED BY THE TRUSTEES OF THE ASSOCIATION
PASSED IN TERMS OF ARTICLE 14.9 OF THE CONSTITUTION OF THE ASSOCIATION

1. RESOLUTION ONE

Resolved that the Association appoint Antony Arvan from Maurice Phillips Wisenberg to represent the Association regarding the dispute resolution from Andre Van Der Westhuizen represented by Riaan Meintjes from Hayes Inc. at the requested Arbitration hearing.



Signed by G.R. KINDE on 21ST FEBRUARY 2023
duly authorised & warranting such authority

Signed by GUY DOUGLAS on 21ST FEBRUARY 2023
duly authorised & warranting such authority

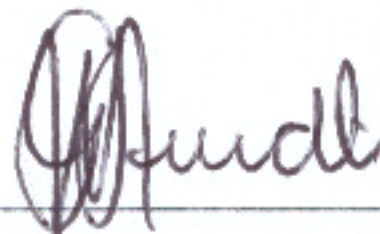
Signed by PETER SINCARIEL on 22ND FEBRUARY 2023
duly authorised & warranting such authority

LA BELLA VITA WINE ESTATE
PROPERTY OWNERS' ASSOCIATION
("Association")

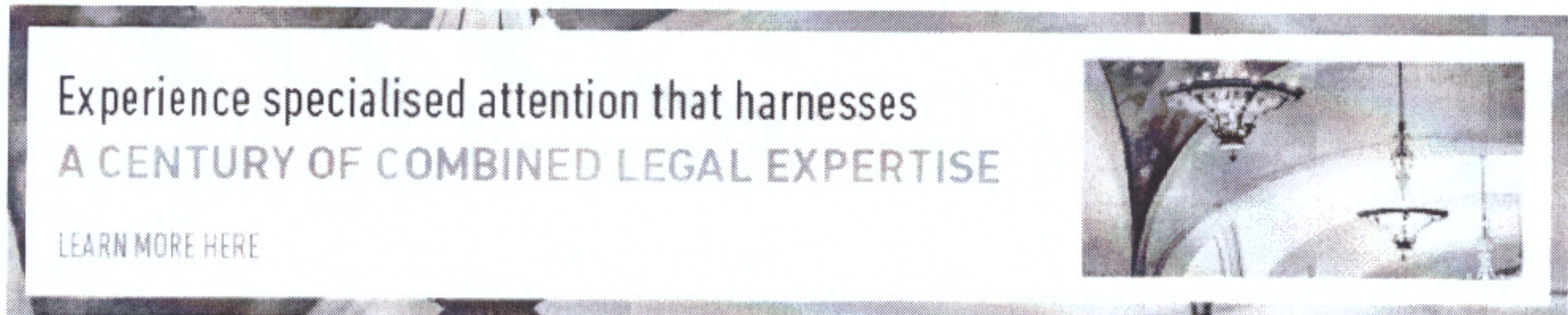
WRITTEN RESOLUTIONS, SIGNED BY THE TRUSTEES OF THE ASSOCIATION
PASSED IN TERMS OF ARTICLE 14.9 OF THE CONSTITUTION OF THE ASSOCIATION

1. RESOLUTION ONE

Resolved that the Association appoint Antony Arvan from Maurice Phillips Wisenberg to represent the Association regarding the dispute resolution from Andre Van Der Westhuizen represented by Riaan Meintjes from Hayes Inc. at the requested Arbitration hearing.

			
Signed by	G.R. HINDLE	on	21 ST FEBRUARY 2023
		duly authorised & warranting such authority	
Signed by	GUY DOUGLAS	on	21 ST FEBRUARY. 2023
		duly authorised & warranting such authority	
Signed by	PETER SINCARIEL	on	22 ND FEBRUARY 2023
		duly authorised & warranting such authority	

Subject: RE: APPOINTMENT OF ARBITRATOR: ANDRE VAN DER WESTHUIZEN / TRUSTEES OF THE LA BELLA VITA WINE ESTATE PROPERTY OWNERS' ASSOCIATION
Date: Tuesday, 21 February 2023 at 15:24:43 South Africa Standard Time
From: Antony Arvan
To: Graham Hindle
CC: peter@aldera.co.za, Guy Doug, Zerlinda TVDM Consultants, Jackie Porter-Smith
Attachments: image001.png, image005.png, image006.png, RSIimage.png, RSIimage.png, RSIimage.png



Hi Graham

I refer to my various emails yesterday and await your urgent instructions.

Antony Arvan
Director

T: 021 419 7115 C: 083 300 4364
E: antony@mpw.co.za
20th Floor, 2 Long Street, Cape Town, 8001

MAURICE PHILLIPS | **WISENBERG**
ATTORNEYS | NOTARIES & CONVEYANCERS
www.mpw.co.za



www.mpw.co.za

We will never send an e-mail advising of a change of our banking details. Any such e-mail is an attempt to defraud. Should you receive such an e-mail, kindly contact our offices immediately.

Disclaimer

From: Antony Arvan
Sent: Monday, February 20, 2023 6:13 PM
To: Graham Hindle <ghindle@nuworld.co.za>
Cc: peter@aldera.co.za; Guy Doug <guyddoug@gmail.com>; Zerlinda TVDM Consultants <zerlinda@tvdconsultants.com>; Jackie Porter-Smith <jackie@mpw.co.za>
Subject: FW: APPOINTMENT OF ARBITRATOR: ANDRE VAN DER WESTHUIZEN / TRUSTEES OF THE LA BELLA VITA WINE ESTATE PROPERTY OWNERS' ASSOCIATION

Hi Graham

I refer to our telephonic conversation last week and confirm that you instructed me to represent and assist LBV in dealing with the dispute, which Andre Van Der Westhuizen wishes to refer to arbitration in relation to the resolution pertaining to the common property, which you advise was invalidly "adopted" at the previous special general meeting

I advised Riaan that I will be dealing further with this dispute as per the trail of emails below and you will note his response thereto, wherein he is seemingly questioning my authority to act on behalf of LBV.

Please let me know when we can discuss further.

From: Riaan Meintjes <riaan@themis.co.za>

Sent: Monday, February 20, 2023 6:03 PM

To: Antony Arvan <antony@mpw.co.za>; Samantha Frost <samantha@themis.co.za>

Cc: Jackie Porter-Smith <jackie@mpw.co.za>; Zerlinda | TVDM Consultants
<zerlinda@tvdmconsultants.com>; Annelize van der Merwe <annelize@themis.co.za>

Subject: Re: APPOINTMENT OF ARBITRATOR: ANDRE VAN DER WESTHUIZEN / TRUSTEES OF THE LA BELLA VITA WINE ESTATE PROPERTY OWNERS' ASSOCIATION

Thanks Antony, but your answer is unclear to me.

Do you represent Graham Hindle in his personal capacity, do you represent the board of trustees of the LBV POA or do you represent the LBV POA on instructions from the board of trustees? If you act on behalf of the LBV POA, will you please let me have a copy of a trustee resolution authorising you to do so?

Regards
Riaan Meintjes
Director

BusinessDay Lawyers of the Year 2023: Arbitration and Mediation; Litigation; Real Estate Law



T: +27 21 461 0123
F: +27 21 461 0128
W: www.themislawchambers.co.za

Unit 1, Roeland Square
Corner of Roeland Street and Drury L
Cape Town, 8001

This email was intended for the named recipient only. It may contain sensitive or privileged information. If you receive it in error please contact us immediately at info@themis.co.za

From: Antony Arvan <antony@mpw.co.za>

Date: Monday, 20 February 2023 at 17:56

To: Riaan Meintjes <riaan@themis.co.za>, Samantha Frost <samantha@themis.co.za>

Cc: "jackie@mpw.co.za" <jackie@mpw.co.za>, Zerlinda | TVDM Consultants
<zerlinda@tvdmconsultants.com>, Annelize van der Merwe <annelize@themis.co.za>

Subject: RE: APPOINTMENT OF ARBITRATOR: ANDRE VAN DER WESTHUIZEN / TRUSTEES OF THE LA BELLA VITA WINE ESTATE PROPERTY OWNERS' ASSOCIATION

Hi Riaan

LBV - on instructions from Graham Hindle, as chairperson thereof.

Antony Arvan
Director