



**NATIONAL CONSUMER  
TRIBUNAL**

**Physical**  
Ground Floor  
East Wing, Building B  
Lakefield Office Park  
272 West Avenue  
(cnr West Ave &  
Lenchen Ave North)  
Centurion

**Postal**  
Private Bag X110  
Centurion 0046

**Tel** 012 663 5615  
**Fax** 012 663 5693  
**Website** [www.thenct.org.za](http://www.thenct.org.za)

**IN THE NATIONAL CONSUMER TRIBUNAL  
HELD IN CENTURION**

Case Number: **NCT/ 267/2009/138 (1)(P)**

**In the matter between:**

**MACHOENE MICHAEL MOETI**

**Applicant/Consumer**

**ID: 750403 5347 081**

and

**AFRICAN BANK LIMITED**

**1<sup>st</sup> Respondent/Credit Provider**

**NEDBANK LIMITED**

**2<sup>nd</sup> Respondent/Credit Provider**

**RUSSELS a division of JD GROUP (PTY) LTD**

**3<sup>rd</sup> Respondent/Credit Provider**

---

**CONSENT ORDER**

---

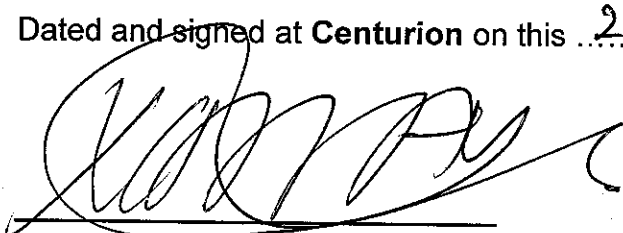
The Tribunal having read the papers filed of record and heard the Debt Counsellor;

The Tribunal, being satisfied that the Applicant and the Respondents are parties to a debt re-arrangement facilitated by a Debt Counsellor under section 86(7)(b) read together with section 138(1) of the National Credit Act, Act 34 of 2005 ;( the Act).

The Tribunal hereby orders that:

1. The draft consent order formulated as the order of the Tribunal attached hereto and marked Annexure "A" is confirmed;
2. The parties are warned that failure to comply with the order of the Tribunal constitutes an offence in terms of section 160(1) of the Act.

Dated and signed at Centurion on this 21 day of 01 2010.



**MR. XOLELA MAY**

**PRESIDING MEMBER**

## IN THE NATIONAL CONSUMER TRIBUNAL

HELD AT CENTURION

Case No:

In the matter between:

MOETI, MACHOENE MICHAEL  
Identity number: 7504035347081

CONSUMER/1<sup>ST</sup> APPLICANT

And

AFRICAN BANK LIMITED  
NEDBANK LIMITED  
RUSSELS a division of JD GROUP (PTY) LTD

1<sup>ST</sup> RESPONDENT/CREDIT PROVIDER  
2<sup>ND</sup> RESPONDENT/CREDIT PROVIDER  
3<sup>RD</sup> RESPONDENT/CREDIT PROVIDER

---

DRAFT CONSENT ORDER IN TERMS OF SECTION 86(8) READ TOGETHER  
WITH SECTION 138 OF THE NATIONAL CREDIT ACT 34 OF 2005

---

**WHEREAS:**

- a. The consumer applied for debt review in terms of the National Credit Act 43 of 2005;
- b. The debt counsellor found that the consumer is experiencing difficulty satisfying all obligations under the credit agreements in a timely manner;
- c. The debt counsellor recommended a restructuring of the payment instalments to all the credit providers, as per the agreement which is attached hereto marked: "Annexure B";
- d. All the respective credit providers and the consumer/applicant consented to this agreement, which consents are hereto attached marked "Annexure C"

**NOW THEREFORE:**



The Tribunal, being satisfied that the Applicant and Respondent are parties to a debt rearrangement facilitated by a debt counsellor under section 86(7) of National Credit Act, hereby orders, by consent of the parties:

1. That the payment structures of the agreement between the Applicant and the Respondents as set out in Annexure "B", be made an order of the National Consumer Tribunal;
2. Which agreement restructures the payment instalment by extending the payment period as indicated in Annexure "C"

Creditor	Reference	Annual Interest	New Monthly Instalment	Balance	Estimated Period in Months
AFRICAN BANK LIMITED	6652189002	13.55%	R203.34	R13 302.00	55
AFRICAN BANK LIMITED	665219003	14.80%	R119.21	R7 435.42	54
AFRICAN BANK LIMITED	6652189004	15.50%	R172.76	R370.10	7
AFRICAN BANK LIMITED	74002968061	15.70%	R41.00	R2 470.60	54
NEDBANK LIMITED	5898460720919257	26.90%	R128.91	R470.69	8
NEDBANK LIMITED	8157651930801	15.00%	R259.26	R15 798.04	54
RUSSELS a division of JD GROUP (PTY) LTD	7504035347081	15.50%	R215.52	R6 000.00	30

DATED at Centurion this the \_\_\_\_\_ day of \_\_\_\_\_ 2009

REGISTRAR OF THE NATIONAL CONSUMER TRIBUNAL

   
 Applicant/Consumer  
 Debt Counsellor on behalf of the Consumer

TO:

THE REGISTRAR OF THE TRIBUNAL  
 CENTURION

1. AFRICAN BANK LIMITED  
 PRIVATE BAG X170  
 MIDRAND  
 1685
2. NEDBANK LIMITED  
 PO BOX 1144  
 JOHANNESBURG  
 2000
3. RUSSELS a division of JD GROUP (PTY) LTD  
 PO BOX 2865  
 RANDBURG  
 2125