



**NATIONAL CONSUMER
TRIBUNAL**

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

Case Number: NCT/ 301/2009/138 (1)(P)

In the matter between:

ELIZE BRITZ

Applicant/Consumer

ID: 680226 0029 080

and

AFRICAN BANK LIMITED

1st Respondent/Credit Provider

JET STORES a division of EDCON (PTY)

2nd Respondent/Credit Provider

RCS PERSONAL LOANS (PTY) LIMITED

3rd Respondent/Credit Provider

VANDERWALT PHARMACY

4th 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 Day of *2nd February* 2010



ADV F. MANAMELA
PRESIDING MEMBER

IN THE NATIONAL CONSUMER TRIBUNAL

HELD AT CENTURION

Case No:

In the matter between:

ELIZE BRITZ
(Identity number: 680226 0029 080)

1ST APPLICANT/CONSUMER

And

AFRICAN BANK LIMITED
JET STORES a division of EDCON (PTY) LTD
RCS PERSONAL LOANS (PTY) LTD
VANDERWALT PHARMACY

1ST RESPONDENT/CREDIT PROVIDER
2ND RESPONDENT/CREDIT PROVIDER
3RD RESPONDENT/CREDIT PROVIDER
4TH 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	5037969002	14.59%	R300.60	R12 749.57	38
AFRICAN BANK LIMITED	5037969003	31.00%	R191.25	R5 488.57	37
AFRICAN BANK LIMITED	74003385678	21.00%	R172.54	R3 484.63	28
AFRICAN BANK LIMITED	5037969004	10.00%	R158.22	R3 654.49	28
AFRICAN BANK LIMITED	5037969005	8.11%	R252.56	R12 421.94	38
JET STORES a division of EDCON (PTY)LTD	7006600100011478023	21.00%	R184.69	R4 017.12	29
RCS PERSONAL LOANS (PTY) LTD	59794984	10.00%	R496.72	R11 461.14	28
VANERWALT PHARMACY	680226	3.00%	R129.42	R1 228.88	14

DATED at Centurion this the _____ day of _____ 2009

PRESIDING OFFICER



Debt Counsellor on behalf of the Consumer

TO:

**THE REGISTRAR OF THE TRIBUNAL
CENTURION**

AFRICAN BANK LIMITED
59 16TH ROAD
MIDRAND
1685

JET STORES a division of EDCON (PTY) LTD
EDGARDALE PRESS AVENUE
CROWN MINES
2025

RCS PERSONAL LOANS (PTY) LTD
GROUND FLOOR
LIBERTY GRANDE BUILDING
CNR VOORTREKKER & VAN GUARD DRIVE
GOODWOOD
PARROW EAST

VANDERWALT PHARMACY
31 LOCH STREET
MEYERTON