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## EMPLOYEE'S CLAIM CLAIM DOCUMENT

**Affidavit (in terms of Section 44(4) of the Insolvency Act No. 24 of 1936, as amended) for the proof of any claim, other than a claim based on a promissory note or other bill of exchange**

**(Delete inappropriate words)**

### FORM "C"

<b>IN THE MATTER OF</b>			
<b>(IN LIQUIDATION)</b> (Hereinafter referred to as the " <b>COMPANY / CLOSE CORPORATION</b> ")			
<b>CREDITOR'S NAME IN FULL</b>			
(Hereinafter referred to as the "Creditor")		<b>ACC. NO. / REF. NO.:</b>	
<b>ADDRESS IN FULL</b>			
<b>TEL:</b>		<b>CELL:</b>	<b>EMAIL:</b>
<b>TOTAL AMOUNT OF CLAIM</b>			
I,		In my capacity as an <b>EMPLOYEE</b> of	
declare under oath/solemnly and sincerely declare			
(1)	That the above-mentioned <b>COMPANY / CLOSE CORPORATION</b> , which has been placed in liquidation, was at the date of liquidation, and still is justly and truly indebted to the <b>Creditor</b>		
	in the sum of (words)	R	(
			)
	being for (cause of debt)	<b>OUTSTANDING SALARY PAY, LEAVE PAY &amp; SEVERANCE PAY IN TERMS OF SECTION 98(A)</b>	
(2)	That the said debt arose in the manner and at the time set forth in the account hereunto annexed. (Section 44 (6) refers)		
(3)	That the aforesaid claim was not acquired by cession or purchase since the institution of proceedings whereby the <b>COMPANY / CLOSE CORPORATION</b> was liquidated.		
(4)	That no other person besides the said _____ is liable (otherwise than as surety for the said debt of any part thereof).		
(5)	That I, the said creditor has not, nor has any other person, to my knowledge on my behalf received any security for the said debt or any part thereof, save and except:		
	(a) Type of Security: <b>N/A</b>	(b) Value of Security: <b>N/A</b>	
	(c) On the terms and conditions which appear from a true copy of such security, annexed hereto <b>N/A</b>		
(6)	I do / do not rely solely on the proceeds of our security for the satisfaction of our claim. <b>N/A</b>		
(7)	That I am fully cognizant in terms of this claim & duly authorised to make this Affidavit.		
<b>SIGNATURE OF DECLARANT</b>			
Sworn to and signed/solemnly declared before me		at	on this      day      of      20
by the abovementioned Deponent who has acknowledged that he knows and understands the contents of this Affidavit.			
<b>COMMISSIONER OF OATHS (signature &amp; name in full)</b>			
<b>COMMISSIONER'S STAMP</b>			

**STATEMENT**  
**SECTION 98A CLAIM**

<b>AMOUNT DUE TO:</b>		
<b>FROM:</b>		
<b>AS ON DATE OF LIQUIDATION:</b>		
<b>SALARY</b> (for period)		
	<b><u>PREFERENT</u></b>	<b><u>CONCURRENT</u></b>
<b><u>SALARY</u></b> (UP TO A MAXIMUM OF <b>R12 000.00</b> )		
<b>LEAVE</b> (0 days due) (UP TO A maximum OF <b>R4 000.00</b> )		
<b>SEVERENCE PACKAGE</b> (UP TO A maximum OF <b>R12 000.00</b> )  ____ YEARS SERVICE 1 week salary per YEAR FOR EVERY COMPLETED YEARS SERVICE ____ X R _____		
<b>TOTAL PREFERENT / CONCURRENT</b>		
<b>TOTAL PREFERENT CLAIM</b>		
<b>TOTAL CONCURRENT CLAIM</b>		
<b>TOTAL CLAIM</b>		

**POWER OF ATTORNEY TO PROVE CLAIMS ETC**

I, the undersigned			
in my capacity as	<b>EMPLOYEE</b>	of	
(hereinafter referred to as the said Creditor), do hereby nominate constitute and appoint *			
with power of substitution to be the said Creditor's lawful Attorney and Agent in the said Creditor's name, place and stead, to attend all meetings of Creditors in the matter of			
on the said Creditor's behalf, to prove the said Creditor's claim and to exercise on the said Creditor's behalf all voting and other powers in respect of such claim, particularly in respect of the appointment of at Trustee/ Liquidator and/or/any offer of Composition and/or submission to arbitration of any dispute and or the Composition or admission of any claim against the Estate/Company and to give the Trustee/Liquidator directions as to the administration of the Estate/Company and generally to act on the said Creditors behalf at all meetings of the Estate/Company in all matters and things in which the said Creditor's interests are concerned, hereby promising to ratify and confirm whatsoever the said Agent may do or perform by virtue of these presents.			
Dated at	on this	day	of _____ 20
<b>WITNESSES:</b>			
1. _____	_____ <b>SIGNATURE</b>		
2. _____			

\* **PLEASE NOTE:** This Power of Attorney MAY NOT be in favour of Honey Attorneys NOR in favour of the Trustee/ Liquidator. If required, representation will be arranged at no charge to Creditors.