

**Attention: Affected Persons of Alcon Marepha (Proprietary) Limited (In Business Rescue)**

1. Delivered to:
  - 1.1. Affected Persons
  - 1.2. Trade Union
2. Displayed –
  - 2.1. At security at the registered office and principal place of business of the Company
  - 2.2. Published on the website maintained by the Company and accessible to Affected Persons

**NOTICE OF AMENDMENTS TO THE PUBLISHED BUSINESS RESCUE PLAN OF ALCON MAREPHA PROPRIETARY LIMITED, 2001/020977/07 (IN BUSINESS RESCUE) ("the Company")**

17 March 2023

1. Capitalized terms used but not defined in this notice, shall bear the meaning as defined in the Business Rescue Plan, as published on 21 February 2023 and Adopted on 7 March 2023 ("the **Plan**").
2. Affected Persons’ attention is drawn to the provisions of paragraph 12 of the Plan.
3. The Plan provides at paragraph 12.2 that the Business Rescue Practitioner (“**BRP**”), together with the Secured Creditors with unpaid Claim/s (if any), shall have the ability, in his sole and absolute discretion, to amend, modify or vary any provision of the Plan, provided that:
  - 3.1. Any amendment will not be materially prejudicial to any of the other Affected Persons; and
  - 3.2. At all times, the BRP acts reasonably.
4. Per paragraph 12.3, any amendment will be deemed to take effect 24 hours after the date of written notice of the amendment to all Affected Persons.
5. The BRP of the Company, hereby notifies all Affected Persons of the following amendments to the Plan:

Paragraph of the Plan	Amendment
6.9.13.2.	Delete last sentence of the paragraph which reads <b><i>“Such is not envisaged as, at time of publication, there are no known Secured Creditors”</i></b> .
7.5.4.	Add the following words to the paragraph <b><i>“where any asset is held by or provided as security to a Secured Creditor, the sale thereof will be subject to the prior written consent of the Secured Creditor unless the sale proceeds are sufficient to fully discharge the indebtedness protected by such security and the proceeds from a sale of such asset</i></b>



	<i>will, as statutorily required, be applied to the Claim of the Secured Creditor first, and then to a free residue pool (if applicable)..”</i>
7.9.7.	<b>Insert a new clause 7.9.7. “Notwithstanding the above provisions in this paragraph 7.9. or elsewhere in the Business Rescue Plan, the approval of (or a Creditor’s vote in favour of) the Business Rescue Plan does not affect any rights that a Creditor may have against a surety of guarantor of the Company for payment of the whole or balance of the debt/s owed by the Company to any such Creditor and that any compromise between a Creditor and the Company in terms of the Business Rescue Plan shall not affect a Creditor’s rights, in terms of the suretyship / guarantee, to pursue the surety or guarantor for the whole amount (or the balance thereof, as the case may be) of the Creditor’s Claim against the Company”.</b>
12.1.	Replace Annexure “D” with Annexure “F” at the end of paragraph 12.1.
Annexure B	Amend heading “PCF / Preferred Creditors” to read “PCF Secured / PCF / Preferred Creditors”
Annexure B	Add “PCF Secured” after “Standard Bank” under PCF Preferred
Annexure B	Update the amount of the “Employee Benefit PCF per s135(1)(a) and (b)” and add the following breakdown at the end of the section dealing with “Employee PCF: as follows: <b>“1 Employee Benefit – 6 964 590</b> <b>1 Leave Balance – 497 566</b> <b>1 Pension/Provident – 418 987”</b>
Annexure B	Add the following wording at the end of the section dealing with Santova as follows: <b>“Santova queries the value of its security and the query is acknowledged by the Practitioner;</b> <b>The Practitioner and Santova agree to mediate the query and, should it be necessary, the issue shall be dealt with in terms of the Dispute Resolution Mechanism”</b>
Annexure B	Update to the list of Concurrent Creditors as per Annexure B

6. All Affected Persons are reminded that all notices and the Plan, as amended, may be viewed on the Company’s website by following this link <https://www.alcon.co.za/business-rescue/>

Yours faithfully



Meil Hablutzel  
Business Rescue Practitioner