

INSTRUCTION TO INVEST TRUST MONIES
(In respect of a conveyancing transaction)
Section 78(2A) of the Attorneys Act No. 53 of 1979, as amended

Shepstone & Wylie
Fawzia Khan & Associates
Siwendu & Partners

Date : _____

Dear Sirs

PURCHASE OF UNIT IN SHAKA'S GATE FROM EAGLE CREEK INVESTMENTS 289 (PTY) LTD

I hereby instruct you, Shepstone & Wylie, Fawzia Khan & Associates or Siwendu & Partners ("the Conveyancers") to invest on my behalf, any monies in respect of the capital received or held by you in connection with the above transaction.

Such monies are to be invested pending registration of transfer of the above property.

I agree that such monies may be invested, at your discretion, in an interest bearing account with a registered Bank .

I also acknowledge that –

1. monies so invested will be trust money as contemplated by Section 78(2A) of the Attorneys Act No. 53 of 1979, as amended ("the Act");
2. any interest earned on the capital invested prior to date of registration of transfer shall accrue to me;
3. you have informed me that the Law Society requires you to advise me that monies so invested will in terms of section 47(1)(g) of the Act not be covered by the Attorney's Fidelity Fund ("the Fund") for theft should such funds be misappropriated by you and that I understand the implications thereof in that the Fund will accordingly not cover me for any loss suffered as a result of the theft of such money.
4. you have further informed me that the Conveyancers have their own Fidelity cover in respect of theft of Trust monies;
5. The Conveyancers are authorized to charge me an investment / administration fee of R175,00 plus VAT or 6% of the interest earned on the investment, whichever is the higher, for attending to each such investment;

Yours faithfully

PURCHASER'S SIGNATURE

Full names of purchaser _____

Address of purchaser _____

for : SHEPSTONE & WYLIE /FAWZIA KHAN & ASSOCIATES/SIWENDU & PARTNERS

Note

If the signatory is to be the owner of the property, or is the representative of a company, close corporation or trust, the signatory of this instruction warrants that he/she is authorised to sign on behalf of a co-owner, company, close corporation or trust.