

BETWEEN

AGG Ltd

APPLICANT

AND

ZVP

FIRST RESPONDENT

AND

ZVO Ltd (in liquidation)

SECOND RESPONDENT

Date of Order:

16 May 2013

Referee:

Referee Reuevecamp

ORDER OF THE DISPUTES TRIBUNAL

The Tribunal hereby orders that AGG Ltd's claim to be struck out.

Facts

[1] The disputed obligations are of a contractual nature between AGG Ltd and ZVO Ltd. ZVO Ltd has been liquidated. The disputed debt relates to the period before 10 May 2013, the date of the company's liquidation.

Decision

[2] The Companies Act 1993 provides that, when a company has been liquidated, no legal proceedings shall be commenced or continued against the company unless the liquidator agrees or the High Court orders otherwise.

[3] The claim must be lodged with the liquidator of the company.

[4] The Tribunal has no jurisdiction to hear and determine these proceedings.

[5] There is no evidence that ZVP acted in his personal capacity or accepted personal liability.