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

Case Number: NCT/ 256/2009/138 (1)(P)

In the matter between:

JANOS BELA SMIDA

Applicant/Consumer

ID:

and

ABSA BANK LIMITED

1st Respondent/Credit Provider

STANDARD BANK LIMITED

2nd Respondent/Credit Provider

SANLAM PERSONAL LOANS (PTY) LTD

3rd 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 14 day of January 2010

PROF TANYA WOKER

PRESIDING MEMBER

IN THE NATIONAL CONSUMER TRIBUNAL

HELD AT CENTURION

CASE NO.

In the matter between:

Janos Bela Smida
Identity number:

Applicant/Consumer

and

Absa Bank Limited
Standard Bank of SA Limited
Sanlam Personal Loans (Pty) Ltd

1st Respondent/Credit Provider
2nd Respondent/Credit Provider
3rd 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 34 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 installments 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 the 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 installment by extending the payment period as indicated in Annexure "B"

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Creditor	Reference	Annual Interest	New Monthly Installment	Balance	Estimated Period in Months
ABSA Bank Limited	3024652870	7.00%	R277.63	R25 496.73	57 months
	5471196294824 011	14.00%	R125.20	R2 787.52	26 months
	73865480	14.00%	R563.29	R33 283.44	53 months
Standard Bank of SA Ltd	5120550200818167	14.00%	R578.12	R8 761.63	20 months
Sanlam Personal Loans (Pty) Ltd	BAU12040B	0.00%	R115.14	R4 497.18	33 months

DATED at Centurion this the _____ day of _____ 2009

REGISTRAR OF THE NATIONAL CONSUMER TRIBUNAL

Applicant/Consumer
Debt Counsellor on behalf of the Consumer

Dated at Sasolburg on this 16 day of October 2009.


Applicant/Consumer

TO:
THE REGISTRAR OF THE TRIBUNAL
CENTURION

1. ABSA Bank Limited
(Consumer Friend)
3 The Crescent, Westway Office Park
Westville, 4000

2. Standard Bank of SA Ltd
Standard Bank Centre, 16th Floor,
45 Commissioner Street
Johannesburg, 2000

3. Sanlam Personal Loans (Pty) Ltd
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