

Basic Conditions of Sale

1. The sale is held in terms of the applicable legislation, rules and regulations of the Supreme Court Act 59 of 1959, as amended, the Magistrates Court 32 of 1944, as amended, the Consumer Protection Act 68 of 2008, as amended and the Financial Intelligence Centre Act 38 of 2001, as amended;

2. The "Rule of the Auction" are deemed to form part of these special conditions of sale and the registration conditions are incorporated herein;

3. By virtue of the Consumer Protection Act 68 of 2008, as amended, every prospective bidder is required to register as a buyer prior to the commencement of the auction. (Reg 26(2));

4. Every bidder is required to comply with the Financial Intelligence Centre Act 38 of 2001 (FICA), prior to the commencement of the auction. (Reg 26(2));

5. The auction shall be under the control of the Sheriff of the Court for Sandton North or his duly authorized employee. The Sheriff of the Court or her duly authorized employee, in their sole and absolute discretion, shall conduct regulate and record (mechanically or otherwise) the auction. The recording of the auction shall constitute prima facie proof of the auction proceedings;

6. By registration as a buyer, the prospective buyer confirms that he/she has familiarized himself/herself with the Rules of the Auction and applicable conditions of sale of the relevant lots property on auction;

7. A cash deposit of R1,000-00 registration fee is payable, which is conditionally refundable after conclusion of the auction or after complying with all the conditions of sale in the event of the buyer having been the successful purchaser of a lot, whichever is applicable;

8. Upon acceptance of a bid and thereafter, non-compliance with the registration conditions and/or the conditions of sale by the prospective bidder, the registration fee, shall be forfeited as contribution to wasted costs incurred due to the purchasers default;

9. The Sheriff or his duly authorised representative, may withdraw any item from any group of lots on auction at any time before knockdown, without there being any penalty or the need for any prior notice; (reg 19(3)A);

10. The highest accepted bidder shall be the purchaser for the respective lot or lots offered for sale at the auction; (Reg 28(6));

11. No person/s may interfere, intimidate and/or harass a buyer or bidder in any way, any person/s found to interfere and/or disrupt the proceedings, may be required by the Sheriff/auctioneer to leave the premises. A bidder may report the matter to the SAPS.

12. If the Sheriff makes any mistake in selling, such mistake shall not be binding on any the parties but may be rectified according to the discretion of the Sheriff and/or his/her representative;

13. All goods are sold "voetstoots". The prospective bidder shall be deemed to have inspected, thoroughly examined the lots and have irrevocably accepted the condition and the state thereof. The Sheriff or his/her representative gives no warranties or guarantees or makes any representations with regards to the condition or state of any of the lot/s;

14. All bids made at the auction are exclusive of VAT;

15. No Bids of less than R10,00 will be accepted

16. On the fall of the hammer of each and every auction, a sale shall be finally and irrevocably concluded, subject only to any suspensive terms and conditions as may be applicable to any lot/s;

17. The risk in and to the lots sold, shall pass to the purchaser on the fall of the hammer, even though delivery has not yet taken place. The purchaser shall bear the risk in and to the lots remaining on the premises of the Sheriff, in particular for any shortages and/or damages that may occur. The purchaser shall remove the lots purchased from the Sheriff's premises

18. Please take note of the special regulations under COVID-19 as published in the Government Gazette nr 43553

- Only the sheriff, employees of the sheriff and registered buyer is permitted at the auction
- The number of persons permitted may not exceed 50 and the sheriff may reduce the number of persons permitted to adhere to the safety regulations and physical distancing of 1,5 metres
- The sheriff may refuse entry to any person who has been in contact with another person who has tested positive for COVID-19 in the past 14 days
- Kindly take note of the risks associated with COVID-19 and the compulsory measures required to mitigate such risks, as displayed at the registration desk
- All attendees and employees must be screened for symptoms relating to COVID-19 and temperature were measured
- All attendees and employees must at all times adhere to the physical distance measure of 1,5 metres
- All attendees and employees must at all times wear a cloth mask or other suitable item that covers the nose and mouth

- Attendees must sanitize their hands before and after examining any goods, in the instance where examination is necessary
- Hand sanitizers are available at the entrance and registration desk
- All goods put up for auction have been sanitized
- Any person not adhering to the safety requirements as mentioned above will be removed from the premises.