

# MUTUAL HEIGHTS BODY CORPORATE

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## FORM OF PROXY

I/We

.....

of .....

being a member/members of the Mutual Heights Body Corporate and  
entitled to a vote hereby appoint

.....

or failing him/her

the chairman of the meeting to vote for me/us and on my/our behalf at the  
Annual General Meeting of the Body Corporate to be held on Wednesday  
30<sup>th</sup> May 2007 and at any adjournment thereof.

SIGNED AT ..... THIS..... DAY OF .....2007

APARTMENT/SECTION NO ..... SIGNATURE .....

### NOTES

1. This form of proxy should be completed and faxed to the Managing Agent at (021) 465 7749 no later than 48 hours before the meeting.
2. In terms of the Sectional Titles Act, a member entitled to attend and vote at the meeting is entitled to appoint a proxy to attend and speak and on a poll, vote in his/her stead. A proxy need not be a member of the Body Corporate.
3. The authority of the person signing a proxy form under a Power of Attorney must be attached hereto unless that Power of Attorney has already been recorded by the Body Corporate.
4. Companies and other corporate bodies are advised to appoint a representative in terms of Section 188 of the Companies Act of 1973, for which purpose a duly certified copy of a resolution appointing such a representative should be lodged with the Body Corporate, as set out in (1) above.
5. Section 64 of Annexure 9 of the Sectional Titles Act (Act 95 of 1986) states:  
"Except in cases where a special resolution or unanimous resolution is required under the Act, an owner shall not be entitled to vote at any general meeting if  
(a) any contributions payable by him in respect of his section and his undivided share in the common property have not been duly paid, or  
(b) be persistent in breach of any of the conduct rules referred to in section 35 (2)(b) of the Act, notwithstanding written warning by the Trustees or Managing Agent to refrain from breaching such rule: Provided that any mortgagee shall be entitled to vote as such owner's proxy at any general meeting, even though paragraph (a) or the foregoing provisions of this paragraph may apply to such owner.