Cash Voluntary Surrender / Sequestration

A Legal Solution to Reduce Your Debt and Regain Financial Freedom

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Who It's For

- Clients with debt over **R100,000**
- **No vehicle or property financed on credit** – paid-up vehicles are welcome; we just need to declare them in the application so no creditor can make a claim against them. Vehicles repossessed by banks are also accepted.
- Can include outstanding doctor's fees and school fees

How It Works

- Our attorney, based in **Sinoville, Pretoria**, handles everything on your behalf — **you do not attend court**.
- Creditors are paid a percentage of what you owe (usually **22c–36c per rand**).
- You could be **debt-free in as little as 24 months**, depending on the option you choose.

Benefits of Cash Voluntary Surrender

✅ **Keep Your Salary & Income** – Your earnings stay yours.
✅ **Write Off Up to 70% of Debt** – Stop interest and arrears from building.
✅ **Privacy Protected** – Only creditors are notified; your employer is not informed.
✅ **No Court Attendance Required**
✅ **Financial Freedom** – Live debt-free, sleep better, and start fresh.

Things to Know

⚠️ You will be legally insolvent for **24–36 months** and will not qualify for new credit.
⚠️ Banking will be limited to savings accounts; **no cheque accounts or credit cards**.
⚠️ Rehabilitation is required to fully clear your name, usually **12–18 months** after completing payments, in severe cases 24 months.

Why It's Different from Debt Review

- Debt Review requires repayment of **every cent owed plus interest**, often taking **5–10 years**.
- Cash Voluntary Surrender is a **High Court process** that cancels all ordinary court orders, including Debt Review orders.
- You qualify for a program that **reduces monthly payments** and writes off **40–70% of your total debt**.
- This process is **faster, legal, and fully protected**.

Repayment & Fees

- Fees exclude the remaining debt amount. After writing off a percentage of your debt, the balance is **distributed across all your creditors**.
- 💰 Pay only **30–40% of your debt** over 12, 24, or 36 months
- 💼 All fees included – attorney, court, curator, rehabilitation, ombudsman

Fee Breakdown:

- **R2,500** → Attorney / administrative process fee
- **R15,000** → Rehabilitation application

Once the repayment plan is complete, the **rehabilitation process begins**, fully clearing your name and removing all listings.

Next Step: Free Assessment

We can prepare a **100% free, no-obligation assessment** showing:

- Your exact new monthly repayment
- How much debt can be written off

Repayment Options:
1️⃣ 12 months
2️⃣ 24 months
3️⃣ 36 months

Start your path to **financial freedom today**, with **peace of mind and legal protection**.

How Cash Voluntary Surrender Differs from Asset Sequestration

1. Cash Voluntary Surrender / Voluntary Sequestration

- **Who it's for:** Individuals with overwhelming debt but **no significant assets** (no property or financed vehicles). Paid-up vehicles can be included if declared.

- **Process:**
  - Make a **lump sum or structured payment plan** (12–36 months) to creditors.
  - **Attorney handles everything** — no court attendance required.
  - A **curator distributes funds** according to insolvency law.
  - After repayment, **rehabilitation (12–18 months)** clears your name and removes debt listings.
- **Outcome:**
  - **40–70% of debt legally written off**
  - **Salary and income fully protected**
  - **Faster financial freedom** than asset sequestration

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2. Asset Sequestration

- **Who it's for:** Individuals with significant assets (property, vehicles, investments) who cannot pay their debts.
- **Process:**
  - Assets are **sold or liquidated** to pay creditors.
  - A **curator manages the sale** and distributes proceeds.
  - **Court attendance required** for certain stages.
- **Outcome:**
  - Creditors are paid from **asset sale proceeds**
  - Rehabilitation can be applied for after assets are liquidated
  - The process is **longer and lifestyle-disruptive**

Key Differences

Feature	Cash Voluntary Surrender	Asset Sequestration
Assets	No assets required; paid-up vehicles can be declared	Assets are sold to pay creditors
Court Attendance	None	Required at certain stages
Repayment	Structured payments or lump sum to creditors	Payment via asset liquidation
Debt Written Off	40–70%	Only remaining unpaid debt after asset sale
Rehabilitation	12–18 months after repayment	Usually after assets are liquidated
Lifestyle Impact	Minimal; salary protected	High; assets lost, possible lifestyle disruption
Speed	Faster (~24 months for full resolution)	Slower; depends on asset sale and court process

In short: Cash Voluntary Surrender is designed for those **without assets** who want **quick legal debt relief**, while asset sequestration is for those **with assets** that can be sold to pay creditors.

1. Concern: "Will I have to go to court?"

Response:
"No, you won't. Our attorney, based in Sinoville, Pretoria, handles everything for you. The court process is fully managed on your behalf — you don't need to attend."

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2. Concern: "What happens to my salary and income?"

Response:
"One of the biggest benefits is that **your salary and income remain fully protected**. You won't have to pay creditors directly while in the program. You keep your earnings and maintain your lifestyle."

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3. Concern: "How long will this take?"

Response:
"Depending on your repayment option (12, 24, or 36 months), you could be debt-free in as little as **24 months**. After completing repayment, the **rehabilitation process** takes 12–18 months — much faster than Debt Review, which can take 5–10 years."

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4. Concern: "Will all my debt be written off?"

Response:
"Yes, legally **40–70% of your total debt** can be written off, depending on your situation. The remaining debt is structured into manageable payments, so you only pay a portion of what you owe."

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5. Concern: "What about my credit record?"

Response:
"After the **rehabilitation process**, your name is fully cleared and all debt listings removed. This gives you a clean credit report and a fresh financial start."

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6. Concern: "I have a car / paid-up vehicle — will it be affected?"

Response:
"No. Paid-up vehicles are welcome as long as they are **declared in the application** so no creditor can make a claim against them. Repossessed vehicles can also be included safely."

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7. Concern: "What are the fees?"

Response:
"All fees are included: **R2,500 for attorney/administration** and **R15,000 for rehabilitation**. This covers everything — attorney, court, curator, rehabilitation, ombudsman. There are **no hidden costs**."

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8. Concern: "Will this affect my day-to-day life?"

Response:
"Minimal impact. Your salary is protected, you keep your possessions, and you can continue life normally while paying only a manageable portion of your debt."

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9. Concern: "I'm worried it's too complicated."

Response:
"Our attorney and team **handle everything** — paperwork, creditor communication, and court processes. You simply follow your repayment plan, stress-free."

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10. Objection: "Could it fail or be rejected?"

Response:
"In 18 years, we have **never had a case rejected**. This is a tried-and-tested High Court–compliant process, handled by experienced professionals."

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11. Objection: "Will I lose control of my finances?"

Response:
"No. **You keep full control of your income**, and your payments are structured to your affordability. This process gives you more control by reducing total debt legally and clearing your name."

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12. Objection: "What about family privacy?"

Response:
"Privacy is fully protected. Only your **creditors are notified**. Your employer or others are not informed, so no impact on personal or professional life."

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13. Objection: "What if I can't make payments?"

Response:
"We offer repayment options (12, 24, 36 months) tailored to **your affordability**, so you can comfortably manage the payments."

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14. Concern: "What happens to my tax number?"

Response:
“Your **SARS tax number will change** after completing the Voluntary Surrender process, ensuring your financial affairs are properly reset.”

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15. Concern: “What about my bank account?”

Response:
“You are required to **open a new bank account** if any debit orders are currently active on your existing account. This ensures smooth processing of payments and avoids conflicts with old debit orders.”