

Companies Act 71 of 2008 — history and development of business rescue provisions — comparable business rescue provisions in USA, UK, France and Australia — the scheme of the Act - interpretation of sections 128(1) (b) and section 131(4) of the Act — distinguishing features between liquidation and business rescue proceedings --choice between liquidation or business rescue proceedings — factors taken into consideration for decision to refuse business rescue application — crafting order peculiar to circumstances of the case."