

SUPREME COURT OF APPEAL OF SOUTH AFRICA

MEDIA SUMMARY - JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL

**JOSE DUARTE COELHO DA SILVA AND OTHERS /C H CHEMICALS
(PTY) LTD**

From : The Registrar, Supreme Court of Appeal

Date: 23 September 2008

Status: Immediate

***Please note that the media summary is for the benefit of the media and
does not form part of the judgment of the Supreme Court of Appeal***

C H Chemicals (Pty) Ltd had in the High Court, Pretoria, successfully sued its former managing director and two companies, which then employed him, for disgorgement of profits and damages by reason of an alleged breach of his fiduciary duties owed to C H Chemicals and for unfair competition. On appeal the Supreme Court of Appeal held that save for one instance the former managing director had not breached his fiduciary duties and that save in respect of that one instance the appeal had to succeed.

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