

**Form 8**

**NOTICE TO ALLEGED PARTNER**

**IN THE SUPREME COURT OF SOUTH AFRICA  
(DIVISION)**

Case No .....

In the matter between:

Plaintiff  
and  
Defendant

To: A

.....B.....

TAKE NOTICE that action has been instituted by the above-named plaintiff against the above-named defendant for the sum of ..... and that it is alleged that the above-named defendant is a partnership of which you were from ..... to ..... a partner.

If you dispute that you were a partner or that the above-mentioned period is in any way relevant to your liability as a partner, you must within 10 days of the service of this notice give notice of your intention to defend. Upon your giving such notice a copy of the summons served upon the above-named defendant will be served upon you.

To give such notice you must file with the registrar and serve a copy thereof upon the plaintiff at the address set out at the foot hereof a notice stating that you intend to defend. Your notice must give an address (not being a post office box or *poste restante*) referred to in rule 6(5)(b) for the service upon you of notices and documents in the action. Unless you do all these things your notice will be invalid.

Thereafter you should file a plea in which you may dispute that you were a partner or that the period alleged above is relevant or that the defendant is liable, or all three of these matters.

If you do not give such notice you will not be at liberty to contest any of the above issues. If the above-named defendant is held liable you will be liable to have execution issued against you, should the defendant's assets be excused in execution and be insufficient.

DATED at ..... this ..... day of ..... 19 .....

.....  
Attorney for .....

.....  
(Address)

(N.B. In application proceedings this form should be appropriately altered.)