

Club Med

worldwide resorts
all-inclusive experiences

Vacances (Pty) Ltd – T/A Club Med

212 - 214 2nd Floor Design Quarter, Cnr Leslie and William Nicol Roads, Fourways

PO Box 67043, Bryanston, 2021

Tel: 011 840-2600 Fax: 011 840-2616 Docex: 299 Randburg

Registration No. 1985/003134/07

ACTIVATION OF FORCE MAJEURE EVENT

This notice serves to inform you that the COVID-19 virus was declared a pandemic by the World Health Organisation (WHO) on the 11th of March 2020 and declared a state of emergency in South Africa on the 15th of March 2020.

As a result of the aforementioned decisions by the WHO, the French Government made recommendations and the French Ski Resort Association took the decision to close all Ski resorts, which Club Med is obliged to abide by.

As a result of State of Emergency declared by the South African Government, restrictions have been placed on travel and safety recommendations have been made, which Club Med is obliged to abide by.

As a result of the aforementioned Club Med has accordingly had to make the following decisions:

- Close all our French, Italian and Swiss resorts (incl. French West Indies) with immediate effect, until the end of the 2020 season, 30 April 2020
- Close all resorts in Mauritius and Bintan Island with immediate effect until 30 April 2020
- Close all resorts in the Maldives with immediate effect until 30 May 2020.
- Close all resorts in Bali with immediate effect until 28 May 2020.
- Close all resorts in Phuket from 27 March 2020 until 29 May 2020.

These decisions are beyond the control of Club Med and therefore constitute *force majeure events* as defined in the club Med terms and conditions.

It is therefore with regret that Club Med hereby invokes the following provision of its terms and conditions:

If club med is prevented or restricted directly or indirectly from carrying out all or any of its obligations under this agreement by reason of strike, lock-out, fire, explosion, floods, riot, war, accident, act of god, embargo, legislation, shortage of or a breakdown in transportation facilities, adverse weather conditions, closure of ports or airports, air traffic control delays, technical problems, civil commotion, unrest or disturbances, cessation of labour, government interference or control, OR ANY OTHER CAUSE OR CONTINGENCY BEYOND THE CONTROL OF CLUB MED, CLUB MED SHALL BE RELIEVED OF ITS OBLIGATIONS HEREUNDER DURING THE PERIOD THAT SUCH EVENT AND ITS CONSEQUENCES CONTINUE BUT ONLY TO

Director: O. Hannaert

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THE EXTENT SO PREVENTED AND SHALL NOT BE LIABLE FOR ANY DELAY OR FAILURE IN THE PERFORMANCE OF ANY OBLIGATIONS HEREUNDER OR LOSS OR DAMAGES EITHER DIRECT, GENERAL,

SPECIAL OR CONSEQUENTIAL WHICH YOU MAY SUFFER DUE TO OR RESULTING FROM SUCH DELAY OR FAILURE. CLUB MED SHALL FORTHWITH PROVIDE WRITTEN NOTICE OF ANY SUCH INABILITY TO PERFORM. CLUB MED SHALL, UPON TERMINATION OF THE FORCE MAJEURE EVENT, FORTHWITH GIVE WRITTEN NOTICE THEREOF TO YOU. SHOULD SUCH FORCE MAJEURE CONTINUE FOR A PERIOD OF MORE THAN 90 DAYS THEN YOU SHALL BE ENTITLED FORTHWITH TO CANCEL THIS AGREEMENT IN RESPECT OF ANY OBLIGATIONS STILL TO BE PERFORMED HEREUNDER.

All travel to any Club Med resort situated in the French, Italian and Swiss Alps, Mauritius, Maldives, Bali, Bintan Island and Thailand is hereby cancelled with immediate effect and Club Med is temporarily relieved of its obligations under the terms and conditions. Club med shall provide all affected parties with a travel voucher to use until 30 April 2021.