

Disclosure of information regarding Scheduled Maintenance of LNG Facilities

1. The purpose of these conditions is to make publicly available "Maintenance Information" (as defined in paragraph 2) that an LNG Producer discloses to the other two LNG Producers in the course of scheduling maintenance activities pursuant to the authorisation granted by the Australian Competition and Consumer Commission on [insert date] (**Authorisation**).
2. The LNG Producer will disclose the following information (**Maintenance Information**):
 - (a) the LNG Producer's reasonable expectation of the dates when the Scheduled Maintenance Activities will commence and conclude;
 - (b) whether the Scheduled Maintenance Activities are expected to involve any of the following:
 - (i) Shutdown of one half or less of an LNG train;
 - (ii) Shutdown of greater than one half of an LNG train but not greater than one LNG train; or
 - (iii) Shutdown of greater than one LNG train,

~~as soon as is practicable, but within 2 business days of~~ contemporaneously with disclosing such Maintenance Information to the other LNG Producers pursuant to the Authorisation. For the avoidance of doubt, preliminary discussions between LNG Producers for the purpose of determining possible dates is not Maintenance Information.
3. For the purposes of this requirement of disclosure, an LNG Producer will reasonably expect the occurrence of Scheduled Maintenance Activities when the LNG Producer has undertaken sufficient planning to define the scope of the shutdown of one or more of its LNG trains associated with the Scheduled Maintenance Activities and has confirmed the availability of contractors for the proposed shutdown period.
4. For the purposes of this requirement of disclosure, Scheduled Maintenance Activities means the performance of scheduled maintenance activities at an LNG Facility:
 - (a) involving the complete or partial shutdown of an LNG train;
 - (b) where the shutdown is expected to have a duration of a minimum of 1 day; andwhich has been disclosed by an LNG Producer to the other LNG Producers pursuant to the Authorisation.
5. The LNG Producer will satisfy the requirement of disclosure under paragraph 2 if it:
 - (a) provides the Maintenance Information to the Australian Energy Market Operator (**AEMO**) ~~who accepts receipt of the Maintenance Information and (for publication) publishes it~~ on the Natural Gas Services Bulletin Board (**Bulletin Board**) or similar publication); ~~and~~
 - (b) ~~if the Maintenance Information is not able to be published on the Bulletin Board,~~ publishes the Maintenance Information on its internet website in a manner that is easily accessible to interested parties.
6. It is acknowledged that the information disclosed by the LNG Producer may be subject to change for a number of operational or commercial reasons. The provision of the Maintenance Information by the LNG Producer may be made subject to the following disclaimer:

"[insert name of LNG Producer] provides the Maintenance Information on the basis that the information:

- *is provided in good faith and is disclosed as a condition of the Authorisation; and*
- *is based on each LNG Producer's reasonable expectations and is subject to change."*

7. The LNG Producers will comply with the requirement of disclosure under paragraph 2 unless and until:

- (a) they are required to disclose the Maintenance Information or information substantially the same as the Maintenance Information in compliance with another statutory or regulatory obligation including, but not limited to, an obligation of disclosure arising under the National Gas Law or the National Gas Rules (or any regulation, rule, procedure or instrument made thereunder); or
- (b) the ACCC consents to the LNG Producers that the disclosure requirement under paragraph 2 no longer applies.

8. Nothing in these conditions obliges an LNG Producer:

- (a) to update information previously disclosed under these conditions; or
- (b) to make any other information publicly available,

in a way that would involve disclosure of information that that LNG Producer has not disclosed to the other two LNG Producers pursuant to the Authorisation.