



beyond energy

NorthPower



MANAGER CORPORATE COMPLIANCE
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Our Ref: RW:RL

27 October 1998

Attention: Michael Rawstron
Senior Assistant Commissioner
Australian Competition & Consumer Commission
PO Box 1199
DICKSON ACT 2602

Dear Sir

**RE: UNDERTAKING GIVEN TO THE AUSTRALIAN COMPETITION AND
CONSUMER COMMISSION UNDER SECTION 44ZZA OF THE
TRADE PRACTICES ACT 1974**

This undertaking is given by NorthPower.

1. Effective date

This undertaking has effect from the date on which it is accepted by the Australian Competition and Consumer Commission (ACCC).

2. Expiry date

This undertaking expires on 31 December 2010.

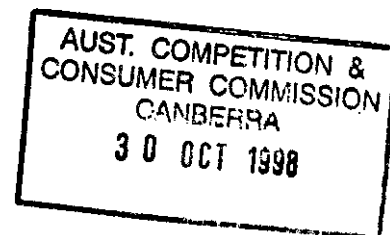
3. Interpretation

Words appearing in italics in this undertaking have the meaning given to them by Chapter 10 of the *National Electricity Code*.

4. Undertaking

On registration by *NEMMCO* as a *Network Service Provider*, NorthPower undertakes to provide access to the *network services* of its *transmission networks* and *distribution networks* on the terms and conditions set out below.

5. Terms and conditions of connection and access



NorthPower undertakes to maintain and make available its *networks* for access to the *network services*:

- (a) by *Code Participants* in accordance with the requirements of the *Code*¹;
- (b) by all persons in accordance with:
 - (i) *applicable regulatory instruments*:
 - Electricity Supply Act 1995 ("ES Act")²
 - all regulations made under the ES Act²
 - all licences and authorisations issued under the ES Act³
 - Independent Pricing and Regulatory Tribunal Act 1992 ("IPART Act")²
 - all regulations and pricing determinations made under the IPART Act²
 - all regulatory instruments applicable under the Licences²; and
 - Commercial Arbitration Act 1984².
 - (ii) *good electricity industry practice* and applicable *Australian Standards*.

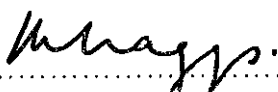
6. Copies of amended documents

NorthPower undertakes to provide the ACCC with an updated copy of an *applicable regulatory instrument* annexed to this undertaking whenever that instrument is amended.

7. Withdrawal or variation of undertaking

NorthPower may, with the consent of the Australian Competition and Consumer Commission, withdraw or vary this undertaking at any time.

SIGNED
for NorthPower
by its duly authorised representatives


.....
CORPORATE SECRETARY
RON CRAGGS


.....
CHIEF EXECUTIVE
TOM PARKINSON

Copy to: Attention: Dennis Warburton
NEMMCO
PO Box 7809
Waterfront Place
BRISBANE QLD 4000

¹ A copy of the *Code* will be supplied to the ACCC by NECA.

² A copy of these instruments will be provided by the relevant transmission *Network Service Provider* in NSW.

³ A copy of these instruments are annexed to this undertaking.

NSW

FILE CREATION REQUEST FORM

New File

New Part

File No	Date	Officer	Branch	X Reference
CR98/221	4 NOV 98	PAUL BILYK	ELECTRICITY	CR97/58

TITLE

27/10 NEW ACCESS UNDERTAKING - NORTH POWER

Staff may suggest a file title. Final construction and arrangement is the responsibility of the RMU personnel.

ADDITIONAL KEYWORDS Suggest by project staff

ADDITIONAL KEYWORDS (do not include words which have been used in the file title)