

**NOTICE OF LODGMENT**  
**AUSTRALIAN COMPETITION TRIBUNAL**

This document was lodged electronically in the AUSTRALIAN COMPETITION TRIBUNAL on 21/09/2015 4:15 pm AEST and has been accepted for lodgment under the Interim Practice Direction dated 8 May 2015. Filing details follow and important additional information about these are set out below.

**Lodgment and Details**

Document Lodged: Annexure F to Form S – Section 87B  
Undertaking - NON-CONFIDENTIAL

File Number: ACT 9 of 2015

File Title: Application by Sea Swift Pty Ltd under s 95AU of the *Competition and Consumer Act 2010* (Cth) for an authorisation under s 95AT(1) to acquire shares in the capital of a body corporate or to acquire assets of another person

Registry: NEW SOUTH WALES – AUSTRALIAN COMPETITION  
TRIBUNAL



Dated: 21/09/2015 4:15 pm AEST



Deputy Registrar

**Important Information**

As required by the Interim Practice Direction dated 8 May 2015, this Notice has been inserted as the first page of the document which has been accepted for electronic filing. It is now taken to be part of that document for the purposes of the proceeding in the Tribunal and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties.

The date and time of lodgment also shown above are the date and time that the document was received by the Tribunal. Under the Tribunal's Interim Practice Direction the date of filing of the document is the day it was lodged (if that is a business day for the Registry which accepts it and the document was received by 4:30 pm local time at that Registry) or otherwise the next working day for that Registry.



ANNEXURE F

AUSTRALIAN COMPETITION TRIBUNAL
21-September-2015
LODGED IN NSW REGISTRY

SECTION 87B UNDERTAKING

Competition and Consumer Act 2010

Undertaking to the Australian Competition and Consumer Commission given for the purposes of section 87B

by

Sea Swift Pty Limited (ACN 010 889 040)

- 1 This undertaking (Undertaking) is given to the Australian Competition and Consumer Commission (Commission) by Sea Swift Pty Limited ACN 010 889 040 (Sea Swift) of 41-43 Tingira Street, Portsmith, Queensland 4870 under section 87B of the Competition and Consumer Act 2010 (Act).
2 Sea Swift has made an application for authorisation in respect of an acquisition pursuant to section 95AU of the Act.
3 Sea Swift hereby undertakes that it will not make the acquisition the subject of the application referred to in paragraph 2 while the application is being considered by the Australian Competition Tribunal.
4 This undertaking comes into effect when:
(a) the Undertaking is executed by Sea Swift; and
(b) the Commission accepts the Undertaking so executed.
5 Sea Swift acknowledges that the Commission will make this Undertaking available for public inspection.

EXECUTED BY

Sea Swift Pty Limited ACN 010 889 040
pursuant to section 127 (1) of the Corporations Act 2001

Handwritten signature of Paul Stephen Readdy

Signature

Handwritten signature of Gregory Lawrence Smith

Signature

DIRECTOR

Office Held

DIRECTOR

Office Held

PAUL STEPHEN READDY
(Print) Name of Authorised Person

GREGORY LAWRENCE SMITH
(Print) Name of Authorised Person

This 17th day of September 2015.

ACCEPTED BY THE COMMISSION PURSUANT TO SECTION 87B OF THE ACT

Commission Chairperson