

IN THE AUSTRALIAN COMPETITION TRIBUNAL

of 2013

**MURRAY GOULBURN CO-OPERATIVE CO LIMITED**

**RE: PROPOSED ACQUISITION OF WARRNAMBOOL CHEESE  
AND BUTTER FACTORY COMPANY HOLDINGS LIMITED**

### **Certificate identifying annexure**

This is the annexure marked "DMN35" now produced and shown to David Michael Noonan at the time of signing his statement on 28 November 2013.

**Annexure DMN35  
Saputo notice of fulfilment of FIRB condition**

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Filed on behalf of Murray Goulburn Co-Operative Co Limited  
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DX 10284 Sydney Stock Exchange

12 November 2013

The Manager  
 ASX Limited  
 Company Announcement Office  
 Exchange Centre  
 20 Bridge Street  
 SYDNEY NSW 2000

Dear Sir or Madam

**Takeover Bid for Warrnambool Cheese and Butter Factory Company Holdings Limited ACN 071 945 232 (Warrnambool) - Notice of fulfillment of FIRB condition**

We act for Saputo Dairy Australia Pty Ltd ACN 166 135 486 (**Saputo**).

In accordance with subsection 630(5)(b) of the *Corporations Act 2001* (Cth) (**Act**), we enclose a notice from Saputo pursuant to subsection 630(4) of the Act. The notice confirms that the condition in section 6.7.1 of Part B of the Saputo's bidder's statement dated 25 October 2013 (**Bidder's Statement**), being the FIRB Condition (as defined in the Bidder's Statement) has been fulfilled.

Yours faithfully  
 Maddocks

**Peter Shaw**  
**Partner**

Enc.

For personal use only

Saputo Dairy Australia Pty Ltd  
ACN 166 135 486

*Corporations Act 2001 (Cth)*  
Subsection 630(4)

**NOTICE OF FULFILMENT OF FIRB CONDITION**

To: Warrnambool Cheese and Butter Factory Company Holdings Limited ACN 071 945 232  
**(WCB)**

ASX Limited ACN 008 624 691

Australian Securities and Investments Commission **(ASIC)**

Saputo Dairy Australia Pty Ltd ACN 166 135 486 (**Saputo**) hereby gives notice under section 630(4) of the *Corporations Act 2001 (Cth)* in relation to its offer dated 30 October 2013 for all ordinary shares in WCB (**Offer**) set out in Section 6 of Part B of Saputo 's bidder's statement dated 25 October 2013 (**Bidder's Statement**).

Saputo gives notice that the condition in section 6.7.1 of Part B of the Bidder's Statement, being the FIRB Condition (as defined in the Bidder's Statement) has been fulfilled.

This notice is dated 12 November 2013.

Signed for and on behalf of Saputo Dairy Australia Pty Ltd ACN 166 135 486



**Louis-Philippe Carrière**  
Director  
Saputo Dairy Australia Pty Ltd