

## Annexure G: 87B Undertaking

**Undertaking to the Australian Competition and Consumer Commission given by the applicant acquirer(s) for the purposes of section 87B**

by

### **EOS Aggregator (Bermuda) L.P.**

- 1 This undertaking (the **Undertaking**) is given to the Australian Competition and Consumer Commission (the **ACCC**) by EOS Aggregator (Bermuda) L.P. of 73 Front Street, Hamilton, HM12 Bermuda under section 87B of the *Competition and Consumer Act 2010* (Cth) (the **Act**).
- 2 EOS Aggregator (Bermuda) L.P. has made an application for a merger authorisation pursuant to section 88 of the Act in respect of its proposed acquisition of Origin's energy markets business, an Australian integrated generation and retail company.
- 3 EOS Aggregator (Bermuda) L.P. hereby undertakes that it will not complete the acquisition the subject of the application referred to in paragraph 2 while the application is being considered by the ACCC.
- 4 This Undertaking comes into effect when:
  - (a) the Undertaking is executed by EOS Aggregator (Bermuda) L.P., and
  - (b) the ACCC accepts the Undertaking so executed.
- 5 EOS Aggregator (Bermuda) L.P. acknowledges that the ACCC will make this Undertaking available for public inspection.

### **EXECUTED AS AN UNDERTAKING**

**EXECUTED** by EOS Aggregator (Bermuda) L.P. by its general partner BGTF Bermuda GP Limited by its authorised representative in the presence of:

[Redacted Signature]

Authorised Signatory Signature

[Redacted Signature]

Witness Signature

Print Name

Office held

Print Name

Office held

This 29<sup>th</sup> day of May 2023

Accepted by the Australian Competition and Consumer Commission pursuant to section 87B of the Act:

And signed on behalf of the ACCC:

**Chairman**

**Date**

Name: *Cass. Jettles*  
Position: **Chair**  
Date: **6 July 2023**

Name:  
Position:  
Date: