

Variation to NBN Co Special Access Undertaking

given to the ACCC in accordance with Part XIC of the *Competition and Consumer Act 2010* (Cth)

8 May 2019

NBN Co Limited (ACN 136 533 741)

NBN Co Special Access Undertaking – Variation Execution Document

8 May 2019

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Variation to Special Access Undertaking

This is a variation given by NBN Co Limited (ACN 136 533 741) to the Australian Competition and Consumer Commission (**ACCC**) under section 152CBG(2) of the *Competition and Consumer Act 2010* (Cth) (**CCA**), which varies the Special Access Undertaking that was accepted by the ACCC under section 152CBC(2) of the CCA on 13 December 2013 (**SAU**).

1. Scope of variation

- (a) Pursuant to section 152CBG of the CCA, NBN Co may, at any time, request the ACCC to consider a variation to the SAU by providing the ACCC with such a variation.
 - (b) NBN Co gives this variation to the ACCC in accordance with section 152CBG of the CCA, which varies the SAU that was accepted by the ACCC under section 152CBC(2) of the CCA on 13 December 2013.
 - (c) This variation is only constituted by the mark-up to the document set out in Annexure 1 to be read as follows:
 - (i) underlined words are additions to the original wording in the SAU; and
 - (ii) words that are struck out are deletions from the original wording in the SAU.
 - (d) To the extent that the terms of the SAU are not subject to the mark-up to the document set out in Annexure 1, then those terms are not varied and continue to operate in the same manner as accepted by the ACCC on 13 December 2013.
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2. Operation of variation

This variation to the SAU comes into operation on the date that the ACCC provides NBN Co with written notice of acceptance of this variation in accordance with section 152CBG(5) of the CCA.

Execution page

Executed on 8 May 2019

For and on behalf of **NBN Co Limited**:

Stephen Rue
Chief Executive Officer

Witness

Jennifer Crichton
Executive General Manager,
Head of Regulatory

Witness

Annexure 1

This variation is set out as mark-up to the document attached in this Annexure 1.