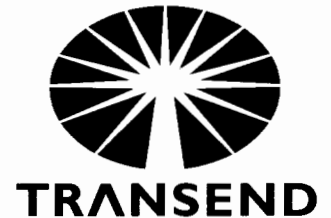


Our ref: D04/9011



27 May 2004

Mr. Sebastian Roberts  
General Manager - Electricity Group  
Regulatory Affairs Division  
The Australian Competition and Consumer Commission  
PO Box 1199  
Dickson ACT 2602

FILE No:
DOC:
MARS/PRISM:

Dear Sebastian

**Re: Access Undertaking under the National Electricity Code**

Transend Networks Pty Ltd (Transend) owns and operates the electrical transmission network and associated connection equipment for connection to Generators and Distribution Networks in Tasmania.

With the pending inclusion of Tasmania, as a participating jurisdiction in the National Electricity Market in May 2005, it is necessary for Transend to register with the National Electricity Market Management Company (NEMMCO) as a Network Service Provider. Transend is currently registered with NEMMCO as an Intending Participant.

For Transend to register as a Network Service Provider, Transend must provide evidence that an Access Undertaking has been provided to the Australian Competition and Consumer Commission for approval. The undertaking is to be provided in accordance with Part IIIA of the Trade Practices Act 1974 (TPA) and as required under clauses 2.5.1 & 5.2.3(a) of the National Electricity Code. The undertaking is provided in the form set out in Schedule 5.8 of the Code.

This letter is to provide the Access Undertaking to the Australian Competition and Consumer Commission for approval as required above. The formal Access Undertaking as per Schedule 5.8 of the National electricity Code is attached with this letter. It would be appreciated if an acknowledgement could be provided on receiving the Access Undertaking, and that it is being considered for approval. This will assist our registration with NEMMCO as a Network Service Provider. Transend's Postal address is PO Box 606, Moonah, Tasmania, 7009.

If further information or clarification is required with respect to the Access Undertaking, I can be contacted by phone at (03) 6274 3926 or mobile 0419 997 550, or e-mail at [Stephen.clark@transend.com.au](mailto:Stephen.clark@transend.com.au). An alternate contact is John Peter on (03) 6274 3912, e-mail [john.peter@transend.com.au](mailto:john.peter@transend.com.au).

---

**Transend Networks Pty Ltd**  
ABN 57 082 586 892  
PO Box 606  
Moonah Tas 7009  
Phone 1300 361 811  
Fax (03) 6274 3872  
[www.transend.com.au](http://www.transend.com.au)

Yours sincerely

A handwritten signature in black ink, appearing to read 'S. Clark', written in a cursive style.

Stephen Clark  
Acting General Manager  
Connections & Development

Cc Michael Green

**Undertaking given to the Australian Competition and Consumer Commission  
Under Section 44ZZA of the Trade Practices Act 1974**

This undertaking is given by Transend Networks Pty Ltd (ACN 082 586 892) of 1 Bowen Road, Moonah, Tasmania, Australia, 7009 (Transend).

**1. Effective date**

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

**2. Expiry date**

This undertaking expires when the *National Electricity Code* expires as an access code accepted by the Australian Competition and Consumer Commission under section 44ZZAA of the Trade Practices Act 1974.

**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*, Transend undertakes to provide access to the *network services* of its *transmission networks* on the terms and conditions set out below.

**5. Terms and conditions of connection and access**

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

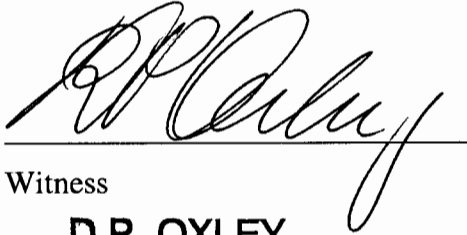
- (a) by *Code Participants* in accordance with the requirements of the *Code*; and
- (b) by all persons in accordance with:
  - (i) *applicable regulatory instruments*; and
  - (ii) *good electricity industry practice* and applicable *Australian Standards*.

**6. Withdrawal or variation of undertaking**

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

SIGNED

for Transend Networks Pty Ltd  
by its duly authorised representative  
in the presence of:



Witness

**D.P. OXLEY**

**SECRETARY**

Name (please print)



Representative

**RICHARD BEVAN**

Name (please print)

**CHIEF EXECUTIVE OFFICER**