

AUSTRALIAN CAPITAL TERRITORY

ACTEW/AGL PARTNERSHIP FACILITATION ACT 2000

**DECLARATION FOR THE DISTRIBUTION PARTNERSHIP
PURSUANT TO SECTION 11**

I, Gary Humphries, Treasurer of the Australian Capital Territory, under sub-section 11(1) of the *ACTEW/AGL Partnership Facilitation Act 2000 (the Act)*, **DECLARE:**

- 1 All of the assets, rights and liabilities of Ecowise Services Limited (ACN 073 025 224) comprising the ACTEW Distribution Contribution (as defined in the Declaration for Ecowise Services Limited made pursuant to section 11 of the Act and dated the same day as this Declaration) vest in the Distribution Partnership.
- 2 Subject to paragraph 3, paragraph 1 takes effect on the day that the Minister receives the Completion Notice duly executed by all the parties to it.
- 3 If paragraph 1 does not take effect on or before the Cut Off Date, this Declaration will be of no effect.
- 4 Expressions used in this Declaration (including in the Schedule and Annexure) and not otherwise defined in the Schedule have the same meaning as in the Act.

Date: 29th August 2000

Gary Humphries MLA
Treasurer

SCHEDULE

Completion Agreement means the ACTEW / AGL completion agreement dated on or around the date of this Declaration between:

- (a) ACTEW Corporation Limited (ACN 069 381 960);
- (b) The Australian Gas Light Company (ARBN 052 167 405);
- (c) Ecowise Services Limited (ACN 073 025 224);
- (d) ACTEW Energy Limited (ACN 074 371 207);
- (e) AGL Gas Company (ACT) Limited (ACN 008 552 663); and
- (f) AGL ACT Retail Investments Pty Limited (ACN 093 631 586).

Completion Notice means the notice in the form set out in the Annexure.

Cut Off Date means the day six months after the date of the Completion Agreement.

Distribution Partnership Agreement means the partnership agreement between AGL Gas Company (ACT) Limited and Ecowise Services Limited and dated on or about the date of this Declaration.

Distribution Partnership means the partnership formed under the Distribution Partnership Agreement.

**Annexure
Completion Notice**

To: The Treasurer of the Australian Capital Territory

**NOTICE PURSUANT TO CLAUSE 11.4(b) OF THE COMPLETION AGREEMENT
BETWEEN ACTEW CORPORATION LIMITED (ACN 069 381 960) AND THE
AUSTRALIAN GAS LIGHT COMPANY (ARBN 052 167 405) AND OTHERS
("COMPLETION AGREEMENT")**

This is the notice for the purpose of clause 11.4(b) of the Completion Agreement.

Dated:

ACTEW Corporation Limited

The Australian Gas Light Company