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ELECTRICITY CORPORATIONS ACT 2005

TRANSFER ORDER

ELECTRICITY CORPORATIONS ACT 2005**TRANSFER ORDER**

Made by the Minister under Section 147 (1) of the Act.

I, Francis Logan, Minister for Energy, order that—

- (a) the assets, rights and liabilities of Western Power Corporation (“Western Power”) specified in Column 1 of Table A (other than the excluded assets, rights and liabilities specified in Schedule 1) are allocated to the Electricity Networks Corporation (**Networks**), Electricity Generation Corporation (**Generation**), Electricity Retail Corporation (**Retail**) and the Regional Power Corporation (**Regional**) (each a “new corporation”) as specified in Column 2 of Table A;
- (b) the allocation described in paragraph (a) above be designated as a contribution by the owner of Western Power to the new corporations and that the contribution will form part of the new corporations' contributed equity;
- (c) the provisions in Government agreements in which a reference to Western Power is to be read as a reference to one or more new corporations are specified in Table B;
- (d) the liabilities and rights of the different parts of the business and operations of Western Power specified in Column 2 of Table C that are to be regarded as arising under the instruments specified in Column 1 of Table C that provide for arrangements between different parts of the business and operations of Western Power are allocated to one or more new corporations as specified in Column 3 of Table C;
- (e) nothing in this Order operates to allocate the excluded assets, rights and liabilities specified in Schedule 1 nor any assets, rights or liabilities specified in this Order as to be allocated in accordance with section 151(1) of the Act.

The values of the assets, rights and liabilities of Western Power that will vest in Generation and Retail will be those values which are determined as their fair values and in determining the fair value of those assets, rights and liabilities, regard must be had to any provision of this Order which provides specifically for a fair value or a manner of determining a fair value for a particular asset, right or liability. The values of the assets, rights and liabilities of Western Power that will vest in Networks and Regional will be at Western Power's transferor's valuation (“book value”).

In allocating the assets, rights and liabilities of Western Power to one or more new corporations as described in paragraph (a) above, I have had regard to—

- (a) the value of the assets and rights, which vest in each new corporation;
- (b) the amount of the liabilities which become the liabilities of each new corporation, and the resulting amount (“equity”) by which the value of the assets and rights which vest in each new corporation exceeds the amount of the liabilities which become the liabilities of that new corporation;
- (c) the appropriateness of the amount of equity in each new corporation considering the nature of the business or businesses of Western Power to which each new corporation succeeds; and
- (d) the appropriateness of the owner of Western Power's contributed equity to each of the new corporations.

The Schedules referred to above and in Table A of the Order have been signed by the Minister for identification and may be inspected during normal office hours at Office of Energy, 197 St George's Terrace, Perth.

FRANCIS LOGAN MLA, Minister For Energy.

TABLE A

1A Treasury Arrangements—Onshore Loans—Floating Rate Borrowings—Short and Long Term Borrowings

All assets, rights and liabilities of Western Power (including, without limitation, for all outstanding indebtedness) arising from or in connection with the treasury arrangements and financial facilities and products made available by Western Australian Treasury Corporation under the following Master Lending Agreements (including, without limitation, all transactions and confirmations pursuant thereto)—

- | | | |
|-----|--|------------|
| (a) | Master Lending Agreement (Networks) between Western Australian Treasury Corporation and Western Power Corporation; | Networks |
| (b) | Master Lending Agreement (Generation) between Western Australian Treasury Corporation and Western Power Corporation; | Generation |
| (c) | Master Lending Agreement (Retail) between Western Australian Treasury Corporation and Western Power Corporation; and | Retail |
| (d) | Master Lending Agreement (Regional) between Western Australian Treasury Corporation and Western Power Corporation. | Regional |

1B Treasury Arrangements—Forward Exchange Contracts—Oil Commodity Contracts—Interest Rate Swaps

All assets, rights and liabilities of Western Power arising from or in connection with the following 2002 ISDA Master Agreements (including, without limitation, all transactions and confirmations pursuant thereto)—

- | | | |
|-----|---|------------|
| (a) | (i) 2002 ISDA Master Agreement dated 9 March 2006 between National Australia Bank Limited and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 9 March 2006 between National Australia Bank Limited and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 9 March 2006 between National Australia Bank Limited and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 9 March 2006 between National Australia Bank Limited and Western Power Corporation (Regional). | Regional |
| (b) | (i) 2002 ISDA Master Agreement dated 9 March 2006 between Australia & New Zealand Banking Group Limited and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 9 March 2006 between Australia & New Zealand Banking Group Limited and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 9 March 2006 between Australia & New Zealand Banking Group Limited and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 9 March 2006 between Australia & New Zealand Banking Group Limited and Western Power Corporation (Regional). | Regional |
| (c) | (i) 2002 ISDA Master Agreement dated 14 February 2006 between Commonwealth Bank of Australia and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 14 February 2006 between Commonwealth Bank of Australia and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 14 February 2006 between Commonwealth Bank of Australia and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 14 February 2006 between Commonwealth Bank of Australia and Western Power Corporation (Regional). | Regional |
| (d) | (i) 2002 ISDA Master Agreement dated 7 March 2006 between Westpac Banking Corporation and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 7 March 2006 between Westpac Banking Corporation and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 7 March 2006 between Westpac Banking Corporation and Western Power Corporation (Retail); and | Retail |

- | | | |
|------|---|------------|
| (iv) | 2002 ISDA Master Agreement dated 7 March 2006 between Westpac Banking Corporation and Western Power Corporation (Regional). | Regional |
| (e) | (i) 2002 ISDA Master Agreement dated 9 March 2006 between Barclays Bank PLC and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 9 March 2006 between Barclays Bank PLC and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 9 March 2006 between Barclays Bank PLC and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 9 March 2006 between Barclays Bank PLC and Western Power Corporation (Regional). | Regional |
| (f) | (i) 2002 ISDA Master Agreement dated 24 February 2006 between St George Limited and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 24 February 2006 between St George Limited and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 24 February 2006 between St George Limited and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 24 February 2006 between St George Limited and Western Power Corporation (Regional). | Regional |
| (g) | (i) 2002 ISDA Master Agreement dated 3 March 2006 between Citibank NA and Western Power Corporation (Networks); | Networks |
| | (ii) 2002 ISDA Master Agreement dated 3 March 2006 between Citibank NA and Western Power Corporation (Generation); | Generation |
| | (iii) 2002 ISDA Master Agreement dated 3 March 2006 between Citibank NA and Western Power Corporation (Retail); and | Retail |
| | (iv) 2002 ISDA Master Agreement dated 3 March 2006 between Citibank NA and Western Power Corporation (Regional). | Regional |

1C Treasury Arrangements Transactions-Short Term Investments

All cash at bank and other funds on deposit of Western Power arising from or in connection with the bank account established and governed under the Transactional Banking Services Agreement with the Commonwealth Bank of Australia dated 30 June 2000, but excluding the right to operate, make withdrawals from, make deposits to and write cheques drawn on that bank account.

Proportionally,
70.68%
Networks, 24%
Generation,
1.75% Retail and
3.57% Regional.

2A Contracts—Leases

All assets, rights and liabilities of Western Power as lessee or lessor arising from or in connection with the following leases (including, without limitation, all fixtures and chattels associated with the leases but excluding all assets, rights and liabilities allocated elsewhere in this Order)—

- | | | |
|-----|---|------------|
| (a) | the leases specified in Part A of Schedule 1 and all leases not allocated elsewhere in this Order to the extent that they relate principally to an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system other than that specifically referred to in Part B of Schedule 1; | Regional |
| (b) | the leases specified in Part B of Schedule 1 and all leases not allocated elsewhere in this Order to the extent they relate principally to an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside the geographic area covered by the South West Interconnected system; | Generation |
| (c) | the leases specified in Part C of Schedule 1 and all leases not allocated elsewhere in this Order to the extent that they relate principally to an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; and | Networks |
| (d) | all leases not allocated elsewhere in this Order to the extent they relate principally to an electricity or gas purchase or sales function within the geographic area covered by the South West Interconnected system. | Retail |

2B Contracts—Contracts other than Leases

All assets, rights and liabilities of Western Power arising from or in connection with the following contracts—

- | | | |
|-----|--|------------|
| (a) | the contracts specified in Part A of Schedule 2; | Networks |
| (b) | the contracts specified in Part B of Schedule 2; | Generation |
| (c) | the contracts specified in Part C of Schedule 2; | Retail |
| (d) | the contracts specified in Part D of Schedule 2; | Regional |

- | | |
|--|--|
| (e) the contracts specified in Part E of Schedule 2; | Retail and Networks, jointly |
| (f) the contracts specified in Part F of Schedule 2; | Retail, Regional and Networks, jointly |
| (g) the contracts specified in Part G of Schedule 2; and | Networks and Regional, jointly |
| (h) the contracts specified in Part H of Schedule 2; | Generation, Networks, Retail and Regional, jointly |
| (i) the contracts specified in Part I of Schedule 2; | Generation and Networks, jointly |
| (j) the contracts specified in Part J of Schedule 2; | Generation and Regional, jointly |
| (k) the contracts specified in Part K of Schedule 2; and | Retail and Regional, jointly |
| (l) the contracts specified in Part L of Schedule 2. | Networks, Retail and Generation, jointly |

Subject to any other allocation in this Order, all other contracts entered into before the Commencement Date principally in the performance of—

- | | |
|--|------------|
| (a) an electricity generation function within the geographic area covered by the South West Interconnected system or, electricity generation function outside of the geographic area covered by the South West Interconnected system if that function relates to generation of electricity from renewable sources; | Generation |
| (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or relating to the business of Bright Telecommunications Pty Ltd; | Networks |
| (c) an electricity or gas purchase or sales function within the geographic area covered by the South West Interconnected system, including, but not limited to all gas purchase, sales or supply contracts within the geographic area covered by the South West Interconnected system, except for those allocated to Generation specified elsewhere in this Order; and | Retail |
| (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). | Regional |

All assets, rights and liabilities (whether of a statutory, contractual or other nature) of Western Power associated with—

- | | |
|--|----------|
| (a) the supply of electricity to tariff customers connected to the South West Interconnected system, or the supply of electricity within the geographic area covered by the South West Interconnected system required under community service obligations, on a statutory basis; | Retail |
| (b) the physical connection of the premises of tariff customers or required under community service obligations to the South West Interconnected system on a statutory basis; and | Networks |
| (c) the supply of electricity to tariff customers connected to an interconnected system located outside of the geographic area covered by the South West Interconnected system, the physical connection of the premises of tariff customers to an interconnected system located outside the geographic area covered by the South West Interconnected system or the supply of electricity in the geographic area outside the South West Interconnected system required under a community service obligation on a statutory basis. | Regional |

3A Land Holdings

All assets, rights and liabilities of Western Power arising from or in connection with the land the subject of the Certificates of Title and Reserves (including, without limitation, all buildings and chattels on the land but excluding all assets, rights and liabilities allocated elsewhere in this Order, and including all obligations and liability for which Western Power would have been responsible under any written law or the common law in relation to contamination in, on or under or migrating from the land but excluding any such liability allocated elsewhere in this Order), with the exception of the freehold land at Breton Bay

which is the land comprised in certificate of title Volume 1591 Folio 520 and which is not allocated in this Order—

- (a) specified in Part A and Part B of Schedule 3 and all land holdings not allocated elsewhere in this Order to the extent they relate principally to an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside the geographic area covered by the South West Interconnected system; Generation
 - (b) specified in Part C and Part D of Schedule 3 and all land holdings not allocated elsewhere in this Order to the extent that they relate principally to an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system other than that specifically referred to in Part A or Part B of Schedule 3; Regional
 - (c) specified in Part E and Part F of Schedule 3 and all land holdings not allocated elsewhere in this Order to the extent that they relate principally to an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; and Networks
 - (d) all land holdings not allocated elsewhere in this Order to the extent they relate principally to an electricity or gas purchase or sales function within the geographic area covered by the South West Interconnected system. Retail
- Any liabilities arising under— Generation
- (a) any written law or the common law in relation to contamination in, on or under or migrating from the land comprised in Certificate of Title Volume 1116 Folio 676 for which Western Power would have been responsible; and
 - (b) clauses 3.1, 3.2, 3.3, 3.4, 3.5 and 3.6 of the Agreement for Transfer of Property-East Perth Power Station between Western Power and the East Perth Redevelopment Authority dated 24 December 2004.

3B Land Interests

All assets, rights and liabilities of Western Power arising from or in connection with all access ways, restrictive covenants, caveats and all licence agreements entered into by Western Power to the extent that they were entered into, acquired, support or are currently used for—

- (a) electricity generation functions within the geographic area covered by the South West Interconnected system or where the energy source involved in the performance of the functions is renewable, electricity generation functions outside the geographic area covered by the South West Interconnected system; Generation
- (b) electricity transmission or distribution functions within the geographic area covered by the South West Interconnected system, including electricity meters and measuring devices; and Networks
- (c) electricity purchase, sales, generation, transmission or distribution functions and gas purchase, sales, distribution or transmission functions outside the geographic area covered by South West Interconnected system, except as specified in (a). Regional

All assets, rights and liabilities of Western Power arising from or in connection with all easements—

- (a) specified in Schedule 4 and all other easements not allocated in this Order to the extent they relate principally to an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside the geographic area covered by the South West Interconnected system; Generation
- (b) all other easements not allocated in this Order to the extent that they relate principally to an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system, except as specified in (a); Networks
- (c) all other easements not allocated in this Order to the extent that they relate principally to an electricity purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a); and Regional
- (d) all other easements not allocated elsewhere in this Order to the extent they relate principally to an electricity or gas purchase or sales function within the geographic area covered by the South West Interconnected system. Retail

4 Motor and Other Vehicle Fleet Assets

All assets, rights and liabilities of Western Power arising from or in connection with the motor and other vehicle fleet assets (including but not limited to heavy equipment vehicles, cherry pickers, cranes and trailers)—

- (a) specified in Part A of Schedule 5; and Generation
- (b) specified in Part B of Schedule 5 and all other motor and other vehicle fleet assets except the motor and other vehicle fleet assets specified in Part A of Schedule 5. Networks

5 Fixed Assets, Plant & Equipment

All assets, rights and liabilities of Western Power (excluding all assets rights and liabilities allocated elsewhere in this Order) arising from or in connection with—

- (a) all plant, equipment, works in progress or under construction, or other property in which Western Power has an interest at, on or used in connection (without limitation except where indicated) with the power stations or electricity generation facilities and all ancillary or associated works used for the purpose of power generation located at— Generation
 - (i) Albany wind farm;
 - (ii) Wellington Dam Hydro power station;
 - (iii) Kewdale;
 - (iv) Morley;
 - (v) South Fremantle;
 - (vi) Bremer Bay;
 - (vii) Denham, being all of the wind-diesel power station (including the wind farm control system, low load diesel control equipment) but excluding the diesel generators and diesel fuel receival and storage system;
 - (viii) Hopetoun, being the wind driven generating plant component of the wind-diesel plant including the wind turbines and associated wind farm control and communications equipment and the wind/diesel integration control technology and equipment and the control system building;
 - (ix) Rockingham photovoltaic system;
 - (x) Kalbarri photovoltaic system;
 - (xi) Exmouth mini wind farm;
 - (xii) Esperance Nine Mile Beach Wind Farm;
 - (xiii) Esperance Ten Mile Lagoon Wind Farm; and
 - (xiv) Worsley.
- (b) all plant, equipment, works in progress or under construction, or other property in which Western Power has an interest at, on or used in connection (without limitation except where indicated) with the power stations or electricity generation facilities and all ancillary or associated works used for the purpose of power generation located at—
 - (i) Kwinana and Cockburn, the delineation of which is identified as follows— Networks

all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on either of the two areas of land whose borders are illustrated by purple broken lines shown on the document described as Plan 782/05 Kwinana Power Station and Cockburn Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14 with the exception of those assets, rights and liabilities listed in Item A of Schedule 15; and

all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land in the document described as Plan 782/05 Kwinana Power Station and Cockburn Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, other than the two areas of land whose borders are illustrated by purple broken lines, with the further exception of those assets, rights and liabilities listed in Item B of Schedule 15. Generation

- (ii) Pinjar, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by purple broken lines shown on the document described as Plan 783/05 Pinjar Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item C of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land whose border is illustrated by red dotted lines shown on the document described as Plan 783/05 Pinjar Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item D of Schedule 15.
- (iii) Mungarra, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by purple broken lines shown on the document described as Plan 780/05 Mungarra Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item E of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land whose border is illustrated by red dotted lines shown on the document described as Plan 780/05 Mungarra Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item F of Schedule 15.
- (iv) Geraldton, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by red dotted lines shown on the document described as Plan 784/05 Geraldton Gas Turbine Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item G of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land shown on the document described as Plan 784/05 Geraldton Gas Turbine Infrastructure Boundary being an aerial photograph which is set out in Schedule 14 other than the area of land whose borders are illustrated by red dotted lines, with the exception of those assets, rights and liabilities listed in Item H of Schedule 15.
- (v) Kalgoorlie, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by purple broken lines shown on the document described as Plan 781/05 Kalgoorlie Gas Turbine Infrastructure Boundary being an aerial photograph which is set

Networks

Generation

Networks

Generation

Generation

Networks

Networks

- out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item I of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land whose borders are illustrated by red dotted lines shown on the document described as Plan 781/05 Kalgoorlie Gas Turbine Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item J of Schedule 15.
- (vi) Muja, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on either of the three areas of land whose borders are illustrated by purple broken lines shown on the two page document described as Muja Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14 with the exception of those assets, rights and liabilities listed in Item K of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land shown on the two page document described as Muja Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, other than the three areas of land whose borders are illustrated by purple broken lines, with the further exception of those assets, rights and liabilities listed in Item L of Schedule 15.
- (vii) Collie, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by purple broken lines shown on the document described as Collie Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14 with the exception of those assets, rights and liabilities listed in Item M of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land in the document described as Collie Power Station Infrastructure Boundary being an aerial photograph which is set out in Schedule 14, other than the area of land whose borders are illustrated by purple broken lines, with the further exception of those assets, rights and liabilities listed in Item N of Schedule 15.
- (viii) the Tiwest mineral sands processing plant at Kwinana, the delineation of which is identified as follows—
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the area of land whose borders are illustrated by purple unbroken lines shown on the document described as KMK Power Station being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item O of Schedule 15; and
- all assets, rights and liabilities of Western Power (excluding all assets, rights and liabilities allocated elsewhere in this Order) arising from or in connection with all plant, equipment, works in progress or under construction or other property in which Western Power has an interest situated on the land whose border

Generation

Networks

Generation

Networks

Generation

Networks

Generation

is illustrated by red unbroken lines shown on the document described as KMK Power Station being an aerial photograph which is set out in Schedule 14, with the exception of those assets, rights and liabilities listed in Item P of Schedule 15.

- (c) all other Generation
- (i) electricity generation assets, rights and liabilities of Western Power used by Western Power's Generation business unit and not allocated elsewhere in this Order including, without limitation, all gas turbines located within the geographic area covered by the South West Interconnected system; and
 - (ii) fixed assets, plant or equipment related to renewable energy systems whether within or outside the geographic area covered by the South West Interconnected system.
- The fair value of the fixed assets, plant and equipment allocated to Electricity Generation Corporation is specified in Schedule 13.
- (d) all electricity transmission and distribution assets, rights and liabilities of Western Power used by Western Power's Networks business unit and not allocated elsewhere in this Order including, without limitation, transmission lines, sub-stations, distribution lines, electricity meters, measuring devices, remote disconnection devices, electricity meters and measuring devices located within the geographic area covered by the South West Interconnected system or relating to the business of Bright Telecommunications Pty Ltd, and all plant, equipment, works in progress or under construction, or other property in which Western Power has an interest at, on or used in connection (without limitation except where indicated) with the power station or electricity generation facility and all ancillary or associated works used for the purpose of power generation located at East Perth power station (with the exception of the liability for existing contamination at the East Perth power station); Networks
- (e) all electricity retail assets used by Western Power's retail business unit, all electricity retail rights and liabilities of Western Power and all gas retailing assets used by Western Power's retail business unit, not allocated elsewhere in this Order located within the geographic area covered by the South West Interconnected system; and Retail
- (f) all other— Regional
- (i) assets used by Western Power's regional business unit (excluding all assets, rights and liabilities allocated elsewhere in this Order) located outside the geographic area covered by the South West Interconnected system; and
 - (ii) plant, equipment, works in progress or under construction or other property in which Western Power has an interest at, on or in connection with—
 - A. energy sales, generation, transmission or distribution functions, located outside the geographic area covered by the South West Interconnected system, except as specified in (a);
 - B. without limitation (except where indicated), the power stations or electricity generation facilities located at—
 - (I) Denham, being the diesel driven generating component of the wind-diesel plant, including the diesel generators and diesel fuel receiver and storage system; and
 - (II) Hopetoun, being the existing diesel power station and the diesel driven generating plant component of the wind-diesel plant being the low load diesel generators, diesel fuel receipt and storage system.

6A IT & T Systems—Applications

All assets, rights and liabilities of Western Power arising from or in connection with the following IT & T applications (including, without limitation, licences, source codes, object codes, job control languages, associated databases and technical/user manuals)—

- (a) the applications specified in Part A of Schedule 6 and all applications relating to electricity or gas purchase or sales functions within the geographic area covered by the South West Interconnected system; Retail
- (b) the applications specified in Part B of Schedule 6, all applications relating to electricity generation functions within the geographic area covered by the South West Interconnected system and all applications relating to an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; Generation

- | | |
|---|---|
| (c) the applications specified in Part C of Schedule 6; and all applications relating to electricity or gas purchase, sales, generation, transmission or distribution functions outside the area covered by the South West Interconnected system, except as specified in (b); | Regional |
| (d) the applications specified in Part D of Schedule 6; | Networks,
Generation,
Retail and
Regional, jointly |
| (e) the applications specified in Part E of Schedule 6; | Networks and
Regional, jointly |
| (f) the application specified in Part F of Schedule 6; and | Networks and
Generation,
jointly |
| (g) all other applications not allocated elsewhere in this Order including without limitation all applications relating to the business of Bright Telecommunications Pty Ltd. | Networks |

6B IT & T Systems—Software

All assets, rights and liabilities of Western Power arising from or in connection with the following IT & T Systems software (including, without limitation, licences, source codes, object codes, job control languages, associated databases and technical/user manuals)—

- | | |
|---|------------|
| (a) “MindManager” being a visual tool for brainstorming & planning used for fault and root cause analysis,
“True DBGrid (ver 6)” being a data-aware ActiveX grid control for Microsoft Visual Studio,
“VS-OCX (ver 5)” being a Visual Basic add-on which provides resolution independence to applications and custom controls for interface design and text parsing,
“Active Reports” (ver 1.1) being a Visual Basic add-on custom control for developing reporting facilities within applications,
all IT & T Systems software relating to electricity generation functions within the geographic area covered by the South West Interconnected system and all IT & T Systems software relating to an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; | Generation |
| (b) “Linux server” (ver 7.1) being an open source operating system,
“Apache” (ver 1.3.23) being a web server distributed under an open source licence,
“MySQL” (ver 3.23.54a) being an open source relational database management system,
and all IT & T Systems software relating to electricity or gas purchase, sales, generation, transmission or distribution functions outside the area covered by the South West Interconnected system, except as specified in (a); | Regional |
| (c) “VOX Studio” (ver 2.0) being a sound file editor,
“True DB Grid” (ver 8.0) being an ADE grid utility for screen design,
“XDK” (ver 2004) being a help file authoring tool,
“Install/1” (ver 2.2d) being a product providing an execution environment for CIS,
“MS Sourcesafe” (ver 6) being a Microsoft source control tool,
“XMLSpy” (ver 4004 Pro) being an XML data editor,
and all IT & T Systems software relating to electricity or gas purchase or sales functions within the geographic area covered by the South West Interconnected system; and | Retail |
| (d) all other IT & T systems software not allocated elsewhere in this Order including without limitation all IT & T systems software relating to the business of Bright Telecommunications Pty Ltd. | Networks |

7A Operational Communication Systems-Assets

All assets, rights and liabilities of Western Power arising from or in connection with—

- | | |
|---|----------|
| (a) the communications systems which provide communications outside the geographic area covered by the South West Interconnected system not otherwise allocated elsewhere in this Order, without limitation including “The Pilbara SCADA and communications systems comprising the GE XA/21 software, the main and back-up SCADA servers, main and back-up operator consoles, SCADA software licences, Operating system licences and related network communications | Regional |
|---|----------|

equipment located in the NWCC in Karratha” and “The remote SCADA and communications systems comprising the CiTect software, SCADA servers, database server, SCADA client workstations, CiTect licences, Operating system licences, power monitors, PLCs and associated communications equipment located at isolated locations throughout WA”;

- (b) the communications systems to Shotts, Cardiff and Fixed Mobile and Mobile Radio for the Muja power station, the mobile radio communication system at Kwinana power station, the communications systems for the Esperance wind farm, Albany wind farm, and the Denham, Bremer Bay and Hopetoun wind/diesel systems and the communications systems relating to a power generation function within the geographic area covered by the South West Interconnected system not otherwise allocated in this Order; Generation
- (c) the communications systems used in Western Power’s Call Centre for the purposes of interaction with retail customers; and Retail
- (d) all other communications systems not allocated elsewhere in this Order. Networks

7B Operational Communications Systems-Software

All assets, rights and liabilities of Western Power arising from or in connection with—

- (a) all operational communications systems software (including without limitation, licences, source codes, object codes, job control languages, associated databases and technical/user manuals) used in Western Power’s Call Centre for the purposes of interaction with retail customers; and Retail
- (b) all other communications systems software not allocated elsewhere in this Order. Networks

8 Insurance Policies

All assets, rights and liabilities of Western Power arising from or in connection with—

- (a) insurance policies relating to property and liability construction risk with the cover title of “Contract Works—Third Party Liability Construction” and the insurance policy relating to the worldwide transport of items and equipment with the cover title of “Marine Transit”; Generation, Networks and Regional, jointly
- (b) insurance policies relating to motor vehicles owned or leased with the cover title of “Motor Vehicle” and third party vehicles under repair at Western Power workshops and being test driven with the cover title of “Motor Trade (workshops)”; Generation and Networks, jointly
- (c) the insurance policy relating to the construction of the Rottneast Wind Farm with the cover title of “Contract Works”; and Generation
- (d) to the extent not allocated in this Order, all other insurance policies. Generation, Networks, Retail and Regional, jointly

9A Intellectual Property-Registered Trademarks

All assets, rights and liabilities of Western Power arising from or in connection with the following names, logos, registered trademarks, applications for registered trademarks and pending registrations, with their respective registration numbers (if any)—

- (a) “em_Power” 8832619, “em_Power” 883269, “Empower” 797992, “PowerWatch” 768180, “GoLive” 814483, “Smart Power” 671660, “SmartPower” 858723, “EarthFriendly”, “Natural Power” 787780, “Natural Power Renewable Energy” 782894, “NaturalEnergy” 782893, “Power Web” 798480, “Curtable Load”, “Peak Demand Saver”, “Breathe Easy” 744200, “StreetVision Street lighting” 814482, “Western Power DirectPay” 819260, “Western Power Smartways” 1019642, “Synergy WA” 1085545, “Synergy” 1085546, “Synergy” 1087839, “Synergy” 1090957, “Synergy” 1090960, “Synergy” (Class 35 Registration) 1090962, “Synergy” 1090959, “Synergy” (Class 37 Registration) 1090962, “Synergy” 1090964, “Synergy” 1090966, “Synergy” 1090968, “Synergy” 1090970, “Synergy” 1090972, “Synergy” 1096514, “Stellar” 1087838, “Stellar” 1091944, “Stellar” 1091947, “Stellar” 1091949, “Stellar” 1091952, “Stellar” 1091954, “Stellar” 1091958, “Stellar” 1091961, “Stellar” 1091963, “Stellar” 1091965, “Stellar” 1091968, “Affinity” 1091945, “Affinity” 1091948, “Affinity” 1091950, “Affinity” 1091953, “Affinity” 1091955, “Affinity” 1091959, “Affinity” 1091962, “Affinity” 1091964, “Affinity” 1091967, “Affinity” 1091969; Retail

- (b) “Regional Power Ready Power”, “Ready Power”, “Regional Power, “Horizon Power” 1069888, “Horizon Power Ready Power” 1069889, “Horizon Power (logo)” 1079679, “Western Power Ready Power” 1069890; Regional
- (c) “Bright Web” 893831, “Bright Telecommunications” 893829, “Bright Logo” 893826, “Bright Talk” 893823, “Bright” 893828, “Bright Online” 893825, “Bright TV” 893981, Western Power logo 1032983, Western Power logo 968118, “WestPower Services” 968117, Western Power logo 646288, Western Power logo 678195, Western Power and logo 646281, Western Power logo 646286, Western Power logo 678193 and “WestPower Services” 770552, “WP WesternPower Networks Today and Tomorrow (logo and catchphrase)” 1088989, “WP WesternPower Delivering Today and Tomorrow (logo and catchphrase)” 1092666; and Networks
- (d) “NEG” 1032983, small symbol for “Diesel & Wind Systems” 968118, large symbol for “Diesel & Wind Systems” 968117 and “LLD” 968119, “Verve” 1085544, “Verve” 1088502, “Verve Energy (logo)” 1087911, “Verve Energy” 1090956, “Verve Energy” 1090959, “Verve Energy” 1090961, “Verve Energy” 1091058, “Verve Energy” 1091060, “Verve Energy” 1091063, “Verve Energy” 1091065, “Verve Energy” 1091067, “Verve Energy” 1091069, “Verve Energy” 1091071. Generation

All of the assets, rights and liabilities of Western Power from or in connection with registered trademarks of Western Power not allocated elsewhere in this Order to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside of the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except where specified in (a). Regional

9B Intellectual Property-Domain Name Registrations

All assets, rights and liabilities of Western Power arising from or in connection with the following domain name registrations—

- (a) www.natural power.info, www.earthfriendly.com.au, Retail
 Connected2u.com.au, Smartpower.com.au, Empower.biz,
 Westernpower.biz, empower.westernpower.com.au,
 earthfriendly.com.au, smartpower.com.au, naturalpower.com.au,
 stellarpower.biz, stellarenergy.info, stellarenergy.net.au,
 stellarpower.info, stellarpower.net.au, stellarpower.com.au,
 synergywa.com, synergywa.net, synergywa.info, synergywa.net.au,
 synergywa.biz, synergypower.com.au, synergyenergy.com.au,
 synergypower.net.au, synergypower.biz, synergyenergy.net.au,
 synergyenergy.info, synergyenergy.biz;
- (b) www.daws.com.au, Windco.com.au, vervenergy.com.au, Generation
 verveenergy.com.au;
- (c) www.westernpower.com.au, www.wpcorp.com.au, Networks
 Powerkidsclub.com.au, Worldofenergy.com.au,
 www.westernpowerparkland.com.au, Internet Protocol Address
 146.195.0.0, westernpower.info, westernpower.net.au; and
- (d) horizonenergy.com.au, horizonenergy.net.au, horizonpower.biz, Regional
 horizonpower.net.au, horizonpower.info, horizonpower.net.

All of the assets, rights and liabilities of Western Power from or in connection with domain name registrations of Western Power not allocated elsewhere in this Order to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside of the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail

- (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except where specified in (a). Regional

9C Intellectual Property-Trade Secrets, Copyright & Confidential Information

All assets, rights and liabilities of Western Power arising from or in connection with the following trade secrets, copyright, confidential information or methods and processes (including, without limitation, licences, source codes, object codes, job control languages, associated databases and technical/user manuals)—

- (a) all trade secrets, copyright, confidential information or methods and processes specified in Part A of Schedule 7; Retail
- (b) all trade secrets, copyright, confidential information or methods and processes specified in Part B of Schedule 7; Generation
- (c) all trade secrets, copyright, confidential information or methods and processes specified in Part C of Schedule 7; Regional
- (d) “Network employees information handbook”, “Distribution Design Catalogue, and “Underground Distribution Schemes; Networks and Regional, jointly
- (e) “Engineering Reviews (Insurers)” and “Customer Lists for Non Energy Customers”; Generation, Networks and Regional, jointly
- (f) all trade secrets, copyright, confidential information or methods and processes specified in Part D of Schedule 7; and Networks, Regional, Retail and Generation, jointly
- (g) all trade secrets, copyright, confidential information or methods and processes specified in Part E of Schedule 7. Networks

All of the assets, rights and liabilities of Western Power from or in connection with the trade secrets, copyright, confidential information or methods and processes of Western Power not otherwise allocated elsewhere in this Order, to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside of the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except where specified in (a). Regional

9D Intellectual Property-Applications

All assets, rights and liabilities of Western Power arising from or in connection with the following intellectual property applications (including, without limitation, licences, source codes, object codes, job control languages, associated databases and technical/user manuals)—

- (a) all applications specified in Part A of Schedule 8; Generation
- (b) all applications specified in Part B of Schedule 8; Retail
- (c) all applications specified in Part C of Schedule 8; Regional
- (d) the Environmental Management Information system; Regional, Generation and Networks, jointly
- (e) all applications specified in Part D of Schedule 8; and Generation, Networks Retail and Regional, jointly
- (f) all applications specified in Part E of Schedule 8. Networks

All of the assets, rights and liabilities of Western Power from or in connection with the intellectual property applications of Western Power not otherwise allocated elsewhere in this Order to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside of the geographic area covered by the South West Interconnected system; Generation

- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except where specified in (a). Regional

9E Intellectual Property-Business Name Registrations

All assets, rights and liabilities of Western Power arising from or in connection with the following business names, business name registrations and numbers (if any) or pending business name registrations—

- (a) “Western Power Ready Power” 10336308, “Regional Power” 10325931, “Mid West Energy” 0253579F, “Mid West Energy—Power Generation” 0253578D, “Greenstone Power Generation” 0253975U, “Mid West Energy—Gas Trading 0253579F”, “Greenstone Gas Trading 0261462D”, “Pilbara Power” WA 0118418E; Regional
- (b) “WestPower Services” 0242552P, “SECWA” 8907960P, “Western Power” 0124360E, “Power Training Services WA” 0227178B; Networks
- (c) “PowerCo WA” 819442, “Greening Challenge BN09638660”, “Generation WA” 0081934W, “South West Cogeneration Joint Venture” WA 0217286U, “SWCJV” WA 0217281H, “D&WS” BN09772224, “Diesel & Wind Systems” BN09772212, “Australian Sustainable Energy Technologies” BN 08858482, “Western Carbon Pty Ltd ABN 38 101 197 264”; and Generation
- (d) “Connected” 0164191D, “Smartmeter” 01690896R, “Western Power Energy Advisor” BN09638660, “Go Live” 0279509C, “Western Power DirectPay” BN08899599, “Red Dirt Australia” BN08905265, “Net Retail” BN08905253, “Perthliving” BN08905241, “Perthgate” BN08905230, “Western Net” BN08905289, “Sand Box” BN08905290, “Western Sandgropers” BN08905307, “Western Power Empower” 265557X, “PowerWatch” 0213826X, “SmartPower” 0156152W, “EarthFriendly” BN09863321, “Peak Demand Saver” BN10399276, “Western Power Energy Advantage” BN09625343, “Western Power Energy Service”, “Connected 2U” BN08905277, “Go Live” 0279509C, “Optinet” BN08997743, “Powerwatch” 0213826B, “SmartMeter” 0169896R, “SmartPower” 0156152W, “Street Vision Streetlighting” 0279510L, “Switched On” 0161278V, “Western Power Business Saver” BN09714297, “Western Power Business Smartways” BN09714327, “Western Power Business Supersaver” BN09714315, “Western Power Empower” 0265557X, “Western Power Energy Services (WPES)” 0216254X, “Western Power Smartways” BN09714303, “Western Powercomm” BN08997720. Retail

All of the assets, rights and liabilities of Western Power from or in connection with the business name registrations or pending business name registrations of Western Power not allocated elsewhere in this Order, to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or where the energy source is renewable, an electricity generation function outside of the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except where specified in (a). Regional

9F Intellectual Property-Unregistered Marks, Names and Logos

All assets, rights and liabilities of Western Power arising from or in connection with the following unregistered marks, names and logos—

- (a) “Br55 Acknowledge Retail & Network Complaint (Acknowledgement Letter)”; Retail and Networks, jointly
- (b) unregistered marks, names and logos relating to energy sales, generation, transmission or distribution functions outside the South West Interconnected system except as specified in (d); Regional

- (c) unregistered marks, names and logos relating to the management and development of, and the provision of services relating to electricity transmission and distribution within the South West Interconnected system or to the business of Bright Telecommunications Pty Ltd; Networks
- (d) unregistered marks, names and logos relating to the generation, acquisition and supply of electricity within the South West Interconnected system or where they relate to electricity generation, acquisition and supply from renewable energy systems, unregistered marks, names and logos outside the geographic area covered by the South West Interconnected system; and Generation
- (e) all unregistered marks, names and logos relating to the electricity purchase or sales functions or to the gas retailing functions within the geographic area covered by the South West Interconnected system. Retail

10A Joint Ventures

All assets, rights and liabilities of Western Power arising from or in connection with the following joint ventures and all agreements, arrangements and understandings entered into by Western Power in its capacity as a joint venture participant in the specified joint venture—

- (a) the South West Cogeneration Joint Venture Agreement originally between Western Power, Fletcher Challenge South West Cogeneration Limited and Fletcher Challenge Limited dated 30 September 1999; and Generation
- (b) the Greenstone Gas Trading Joint Venture between Western Power, AGL Gas Trading Pty Ltd and AGL Pipelines Limited, the Mid West Pipelines Joint Venture between Western Power, AGL Pipelines (WA) Pty Ltd and AGL Pipelines Limited, and the Greenstone Power Generation Joint Venture between Western Power, AGL Power Generation (Mid West) Pty Limited and AGL Pipelines Limited, all dated 13 January 1999. Regional

All of the assets, rights and liabilities of Western Power arising from or in connection with joint ventures in which Western Power is a participant to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). Regional

10B Shareholdings

All assets, rights and liabilities of Western Power arising from or in connection with its shareholding in each of Ceramic Fuel Cells Limited and Wind Energy Corporation Pty Ltd, including all agreements, arrangements and understandings entered into by Western Power in its capacity as a shareholder. Generation

All of the assets, rights and liabilities of Western Power arising from or in connection with the shareholding in any company not allocated elsewhere in this Order including all agreements, arrangements and undertakings entered into by Western Power in its capacity as a shareholder to the extent that they relate principally to—

- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). Regional

10C Subsidiaries

All assets, rights and liabilities of Western Power arising from or in connection with the following subsidiaries of Western Power, including the shares in those subsidiaries, all associated agreements, arrangements and understandings—

- (a) Bright Telecommunications Pty Ltd; and Networks

- (b) Western Carbon Pty Ltd. Generation
- All of the assets, rights and liabilities of Western Power arising from or in connection with any subsidiary of Western Power not allocated elsewhere in this Order including all agreements, arrangements and undertakings entered into by Western Power in relation to that subsidiary to the extent that they relate principally to—
- (a) an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; Generation
- (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; Networks
- (c) an electricity purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (d) an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). Regional

11 Compliance

All of the assets, rights and liabilities of Western Power arising from or in connection with licences, permits, consents and authorities granted in favour of Western Power—

- (a) as specified in Part A, Part B, Part C and Part D of Schedule 9, all generation licences issued to Western Power by the Economic Regulation Authority in accordance with the Electricity Industry Act 2004 in connection with an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system and those not allocated elsewhere in this Order to the extent that they relate principally to an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; Generation
- (b) as specified in Part E and Part F of Schedule 9, all transmission and distribution licences issued to Western Power by the Economic Regulation Authority in accordance with the Electricity Industry Act 2004 in connection with an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system and those not allocated elsewhere in this Order to the extent that they relate principally to an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; Networks
- (c) relating to Renewable Energy Certificates registered in the name of Western Power on the Renewable Energy Certificate Registry maintained by the Office of the Renewable Energy Regulator and produced from generating plant located in the geographic area covered by the South West Interconnected system; Retail
- (d) relating to the membership of Western Power in Retail Energy Market Company Limited (REMCo); Retail
- (e) relating to Renewable Energy Certificates registered in the name of Western Power on the Renewable Energy Certificate Registry maintained by the Office of the Renewable Energy Regulator and produced from generating plant located outside the geographic area covered by the South West Interconnected system; Generation
- (f) all retail licences issued to Western Power by the Economic Regulation Authority in accordance with the Electricity Industry Act 2004 and all other licences, permits, consents and authorities not allocated elsewhere in this Order to the extent that they relate principally to an electricity or gas purchase or sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and Retail
- (g) as specified in Part G, Part H and Part I of Schedule 9, all integrated regional licences issued to Western Power by the Economic Regulation Authority in accordance with the Electricity Industry Act 2004 and those not allocated elsewhere in this Order to the extent that they relate principally to an electricity or gas purchase, sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). Regional

12 Employment Liabilities

All assets, rights and liabilities of Western Power relating to employees of Western Power (including, without limitation, all superannuation and workers' compensation and related common law assets, rights and liabilities) transferring to—

- | | |
|----------------|------------|
| (a) Generation | Generation |
| (b) Networks | Networks |
| (c) Retail | Retail |
| (d) Regional | Regional |

All assets, rights and liabilities of Western Power arising from or in connection with the Government Employees Superannuation Fund, the Western Power Superannuation Fund and the State Superannuation Pension Fund in respect of former employees of Western Power—

- | | |
|--|------------|
| (a) if the relevant employee's last day of service with Western Power was principally in an electricity generation function within the geographic area covered by the South West Interconnected system; | Generation |
| (b) if the relevant employee's last day of service with Western Power was principally in an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; | Networks |
| (c) if the relevant employee's last day of service with Western Power was principally in an electricity purchase and sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; | Retail |
| (d) if the relevant employee's last day of service with Western Power was principally in an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system; and | Regional |
| (e) if the relevant employee's last day of service with Western Power cannot be identified as principally in service of any of the above functions. | Networks |

All assets, rights and liabilities of Western Power relating to the novation of motor vehicle leases entered into by employees of Western Power (including, without limitation, under motor vehicle novation deeds, motor vehicle sublease agreements and associated operating leases) transferring to—

- | | |
|----------------|------------|
| (a) Generation | Generation |
| (b) Networks | Networks |
| (c) Retail | Retail |
| (d) Regional | Regional |

13 Litigation & Claims

All of the assets, rights and liabilities of Western Power arising from or in connection with litigation and other claims involving Western Power—

- | | |
|--|------------|
| (a) specified in Part A of Schedule 10 and other litigation or other claims not allocated elsewhere in this Order to the extent that they relate principally to an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy sources outside the geographic area covered by the South West Interconnected system; | Generation |
| (b) specified in Part B of Schedule 10 and other litigation or other claims not allocated elsewhere in this Order to the extent that they relate principally to an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system, or the business of Bright Telecommunications Pty Ltd; | Networks |
| (c) specified in Part C of Schedule 10 and other litigation or other claims not allocated elsewhere in this Order to the extent that they relate principally to an electricity purchase and sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; | Retail |
| (d) specified in Part D of Schedule 10 and other litigation or other claims not allocated elsewhere in this Order to the extent that they relate principally to an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a); and | Regional |
| (e) more than one or none of those functions. | Generation |

14 Inventories

All material stores, stock, stock manufacture and inventories, to the extent not allocated by virtue of the allocation of assets rights and liabilities elsewhere in

this Order, that were acquired by Western Power on or before the Commencement Date principally in the performance of—

- | | |
|--|------------|
| (a) an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy sources outside the geographic area covered by the South West Interconnected system, and it is noted that the value of the coal stocks being transferred in accordance with this allocation has been calculated at its fair value as set out in Schedule 12 and that the material stores being transferred in accordance with this allocation has been calculated at its fair value as set out in Schedule 12; | Generation |
| (b) an electricity transmission or distribution function within the geographic area covered by the South West Interconnected system; | Networks |
| (c) an electricity purchase and sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; and | Retail |
| (d) an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a). | Regional |

15 Debtors & Creditors

All assets, rights and liabilities of Western Power arising from or in connection with debtors and creditors of Western Power including, without limitation, customer and contractor deposits, to the extent not allocated by virtue of the allocation of assets, rights and liabilities elsewhere in this Order, that were acquired or incurred before the Commencement Date principally in the performance of the following functions (including, without limitation, electricity tariff and contract customer debtors)—

- | | |
|--|------------|
| (a) an electricity generation function within the geographic area covered by the South West Interconnected system or an electricity generation function from renewable energy systems outside the geographic area covered by the South West Interconnected system; | Generation |
| (b) an electricity sales function or a gas retailing function within the geographic area covered by the South West Interconnected system; | Retail |
| (c) an electricity or gas sales, generation, transmission or distribution function outside the geographic area covered by the South West Interconnected system, except as specified in (a); and | Regional |
| (d) all other assets, rights and liabilities of Western Power arising from or in connection with debtors and creditors not allocated elsewhere in this Order. | Networks |

16 Customer Funding Schemes

All assets, rights and liabilities of Western Power arising from or in connection with—

- | | |
|--|----------|
| (a) the scheme or schemes established to facilitate the supply and transmission of electricity outside the geographic area covered by the South West Interconnected system, including, but not limited to the Contributory Extension Scheme (CL4300) and the Supply Extension Scheme (CL4400); and | Regional |
| (b) any other customer funding scheme or schemes not allocated in this Order. | Networks |

17 Cash and funds in bank accounts

All assets, rights and liabilities of Western Power arising from or in connection with cash, cash at bank and other funds on deposit—

- | | |
|--|------------|
| (a) associated with the South West Cogeneration Joint Venture Agreement originally between Western Power, Fletcher Challenge South West Cogeneration Limited and Fletcher Challenge Limited dated 30 September 1999; and | Generation |
| (b) associated with motor and other vehicle fleet services to the extent not allocated elsewhere in this Order. | Networks |

18 Bank Guarantees

All assets, rights and liabilities of Western Power arising from or in connection with the following numbered treasury bank guarantees with the Commonwealth Bank of Australia—

- | | |
|---|------------|
| (a) 195153 in the name of ABB Australia Pty Ltd,
213722 in the name of Public Transport Authority of WA; | Networks |
| (b) 235593 in the name of Shire of Exmouth,
235594 in the name of Shire of Exmouth; and | Regional |
| (c) 239848 in the name of Australian Customs Service. | Generation |

All assets rights and liabilities of Western Power arising from or in connection with—

- | | |
|---|------------|
| (a) all bank guarantees specified in Part A of Schedule 11 and those not allocated elsewhere in this Order to the extent they relate to contracts allocated to Generation in item 2B; | Generation |
| (b) all bank guarantees specified in Part B of Schedule 11 and those not allocated elsewhere in this Order to the extent they relate to contracts allocated to Networks in item 2B; | Networks |
| (c) the bank guarantee numbered 484 in the name of “EDL NGD (WA) Pty Ltd” with the National Bank of Australia dated 10/9/2004 and those not allocated elsewhere in this Order to the extent they relate to contracts allocated to Retail in item 2B; and | Retail |
| (d) the bank guarantee numbered 141 in the name of “GE Harris Energy Control Systems” with the Commonwealth Bank of Australia dated 27/11/1998,
the bank guarantee numbered 395 in the name of “ABB Australia P/L” with BNP dated 13/6/2003 and those not allocated elsewhere in this Order to the extent they relate to contracts allocated to Regional in item 2B. | Regional |

19 Tax Liabilities

All liabilities of Western Power arising from the existing obligations on Western Power to pay income tax, fringe benefits tax, goods and services tax, capital gains tax, payroll Tax, PAYG and PAYE installments of income tax and any other tax liability not specified elsewhere in this Order.	Networks
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20 Tax Entitlements

All rights of Western Power arising from the existing benefit of entitlements to any refund of income tax, fringe benefits tax, goods and services tax, capital gains tax, payroll Tax, PAYG and PAYE installments of income tax and any other right to a refund of a tax payment not specified elsewhere in this Order.	Networks
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21 Miscellaneous Liabilities

The liability arising from or in connection with the obligation to pay the contractual price for coal payable by Western Power in accordance with the terms of the contracts listed at Record Number 746 of Schedule 2 when compared to the market price of coal.	Generation
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22 Miscellaneous Entitlements

All rights of Western Power arising from 107.343 hectares of the total of 536.343 hectares of credits accrued by Western Power in relation to the Country Areas Water Supply Clearing Licence Credits scheme administered by the agency responsible for administering the Country Areas Water Supply Act 1947.	Generation
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All rights of Western Power arising from 429 hectares of the total of 536.343 hectares of credits accrued by Western Power in relation to the Country Areas Water Supply Clearing Licence Credits scheme administered by the agency responsible for administering the Country Areas Water Supply Act 1947.	Networks
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TABLE B
CHANGE OF REFERENCES TO ELECTRICITY CORPORATION OR
WESTERN POWER IN GOVERNMENT AGREEMENTS

1. The first column refers to the Government agreements in which there is a reference to the Electricity Corporation or Western Power identified by reference to the Act in respect of which the Government agreement—

- (a) is set out in a schedule; or
- (b) is incorporated; or
- (c) appears,

as the case may be.

2. The second column specifies each provision in the relevant Government agreement in which a reference to the Electricity Corporation or Western Power is to be read as a reference to Generation.

3. The third column specifies each provision in the relevant Government agreement in which a reference to the Electricity Corporation or Western Power is to be read as a reference to Networks.

4. The fourth column specifies each provision in the relevant Government agreement in which a reference to the Electricity Corporation or Western Power is to be read as a reference to Retail.

5. The fifth column specifies each provision in the relevant Government agreement in which a reference to the Electricity Corporation or Western Power is to be read as a reference to Regional.

	Government Agreement	Generation	Networks	Retail	Regional
1.	Alumina Refinery (Wagerup) Agreement and Acts Amendment Act 1978	Schedule Clauses 1, 8(1) and 9	Schedule Clauses 1 and 9	Schedule Clauses 1 and 8(2)	
2.	Alumina Refinery (Worsley) Agreement Act 1973	First Schedule Clauses 1 and 14	First Schedule Clauses 1 and 15(1)	First Schedule Clauses 1 and 15(3)	
3.	Casino (Burswood Island) Agreement Act 1985		First Schedule Clause 9(4)(b)		
4.	Cement Works (Cockburn Cement Limited) Agreement Act 1971		Third Schedule paragraph (b)		
5.	Collie Coal (Griffin) Agreement Act 1979	Schedule Recital (b) Schedule Clauses 1, 5, 9(2), 18(2), 19(1), 25(3), 36(5), 46, Schedules B and C	Schedule Clause 18(2)		
6.	Collie Coal (Western Collieries) Agreement Act 1979	First Schedule Recital (b), Clauses 1, 6, 7(1)(c), 18(2), 19(1), 25(2), 25(3)	First Schedule Clause 18(2)		
7.	Dardanup Pine Log Sawmill Agreement Act 1992			Schedule Clauses 1, 15(1), 15(2)	
8.	Diamond (Argyle Diamond Mines Joint Venture) Agreement Act 1981				Schedule 2 Clause 1, 21(1)(a), (b), (c), (d), 21(2)(a), 21(5), 21(6), 21(7), 21(8), 21(9), 21(10)
9.	Goldfields Gas Pipeline Agreement Act 1994		Clauses 1, 2(f), 18(3), 18(4)		Clauses 1, 2(f), 18(3), 18(4)

	Government Agreement	Generation	Networks	Retail	Regional
10.	Iron Ore (Channar Joint Venture) Agreement Act 1987				Schedule Clause 1 and 16(2)
11.	Iron Ore (Hope Downs) Agreement Act 1992				Schedule Clause 1, 20(1), 20(2), 20(4)
12.	Iron Ore (Marillana Creek) Agreement Act 1991				Schedule 1 Clause 1, 18(1), 18(2), 18(4)
13.	Iron Ore (McCamey's Monster) Agreement Authorisation Act 1972				Schedule 1 Clauses 1, 22(1), (2), (4), (5) and (6)
14.	Mineral Sands (Beenup) Agreement Act 1995		Schedule 1 Clauses 1, 11(1), 11(2), 11(3)(b)	Schedule 1 Clause 1, 1 (SECWA agreement), 11(3), 11(3)(a)	
15.	Mineral Sands (Cooljarloo) Mining and Processing Agreement Act 1988			Schedule Clauses 1 and 15	
16.	Mineral Sands (Eneabba) Agreement Act 1975		Schedule 1 Clauses 1, 13(2)		
17.	North West Gas Development (Woodside) Agreement Act 1979	Schedule 1, Clause 1, sub-clause (i) of the definition of Disaggregation Contracts Schedule 1, Clause 1, sub-clause (a) (i) of the definition of Replacement Buyers Schedule 1 Clauses 30(5), 37(1)(f), 42, 43 and 44			Schedule 1, Clause 1, sub-clause (ii) of the definition of Disaggregation Contracts Schedule 1, Clause 1, sub-clause (a) (i) of the definition of Replacement Buyers Schedule 1 Clause 17(1)-(7), 42(2)(b)
18.	Onslow Solar Salt Agreement Act 1992				Schedule Clause 1
19.	Ord River Hydro Energy Project Agreement Act 1994				Schedule 1 Recital (a), Clauses 1, 7(1), 17, 31(e)
20.	Pigment Factory (Australind) Agreement Act 1986			Schedule 1 Clauses 15(1), (2) and 15(3)	Schedule 1 Clauses 1, 15(1), (2), and 15(3)
21.	Pilbara Energy Project Agreement Act 1994				Schedule 1 Clauses 1, 17(1) and (2)
22.	Port Kennedy Development Agreement Act 1992		Schedule 1 Clause 2(2.1)	Schedule 1 Clause 2(2.1)	
23.	Shark Bay Solar Salt Industry Agreement Act 1983				Clause 21(1)(a), (b), (c), and Schedule Clause 1

	Government Agreement	Generation	Networks	Retail	Regional
24.	Silicon (Kemerton) Agreement Act 1983		Schedule 1 Clause 15(1), 15(2)	Schedule 1 Clause 15(1), 15(2)	
25.	Uranium (Yeelirrie) Agreement Act 1978				Schedule 1 Clauses 1, 20(1), (2), (4), (5), (6), (7)
26.	Western Mining Corporation Limited (Throssell Range) Agreement Act 1985				Schedule 1, Clauses 1, 14(1), (2), (4), (5), (6), (7)

TABLE C

Instrument	Western Power Business/Operation	New Corporation
Gas Supply Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Retail Strengthened Business Unit	Retail
Gas Supply Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Gas Swap Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Retail Strengthened Business Unit	Retail
Sale of Renewable Power Kalbarri & Rockingham Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Retail Strengthened Business Unit	Retail
Purchase Renewable Power Exmouth Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Regional RECS Sale and Purchase Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Albany RECS Sale and Purchase Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Retail Strengthened Business Unit	Retail
Purchase Renewable Power Denham Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Denham Technology Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Denham Operation and Maintenance Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Coral Bay Letter Agreement Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Hopetoun Letter Agreement Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Regional Strengthened Business Unit	Regional
Network Control Services Kalgoorlie Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Network Control Services Geraldton Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation

Instrument	Western Power Business/Operation	New Corporation
Network Control Services Mungarra Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Network Access Support Services Arrangement Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Commercial Lease of Levels 3 and 4 and Part of Level 5, 363 Wellington Street, Perth Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Commercial Lease of Level 5, 363 Wellington Street, Perth Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Regional Strengthened Business Unit	Regional
Car Park Licence 363 Wellington Street, Perth Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Car Park Licence 363-365 Wellington Street, Perth Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Regional Strengthened Business Unit	Regional
Short Form Commercial Lease of 132 Murray Street, Perth Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Electricity Transfer Access Contract Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Electricity Transfer Access Contract (Contestable Customers) Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Electricity Transfer Access Contract (Franchise Customers) Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Network Access Hopetoun Wind Turbine Memorandum of Understanding	Regional Strengthened Business Unit	Regional
	Generation Strengthened Business Unit	Generation
Network Access Esperance Wind Farms Memorandum of Understanding	Regional Strengthened Business Unit	Regional
	Generation Strengthened Business Unit	Generation

Instrument	Western Power Business/Operation	New Corporation
Metering Services and Metron Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Information Technology and Telecommunications Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Networks Strengthened Business Unit	Networks
Information Technology and Telecommunications Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Information Technology and Telecommunications Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Information Technology and Telecommunications Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Regional Strengthened Business Unit	Regional
Call Centre Handling Services Memorandum of Understanding	Retail Strengthened Business Unit	Retail
	Regional Strengthened Business Unit	Regional
Fault Related Call Handling Management Services Memorandum of Understanding	Retail Strengthened Business Unit	Retail
	Networks Strengthened Business Unit	Networks
Insurance and Insurance Brokering Management Services Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
Insurance and Insurance Brokering Management Services Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Regional Strengthened Business Unit	Regional
Insurance and Insurance Brokering Management Services Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Intellectual Property Co-ownership Memorandum of Understanding	Retail Strengthened Business Unit	Retail
	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit Regional Strengthened Business Unit	Generation Regional

Instrument	Western Power Business/Operation	New Corporation
Provision of Caretaker Record Management Services Memorandum of Understanding	Networks Strengthened Business Unit through that part of the IKMS unit of Networks Strengthened Business Unit which is charged with undertaking the functions required by the agreement note annexed to this Memorandum of Understanding Generation Strengthened Business Unit Retail Strengthened Business Unit Regional Strengthened Business Unit	Networks Generation Retail Regional
Unregulated Services Memorandum of Understanding	Networks Strengthened Business Unit Retail Strengthened Business Unit	Networks Retail
Network Planning, Systems and Other Support Memorandum of Understanding	Networks Strengthened Business Unit Regional Strengthened Business Unit	Networks Regional
Protection Maintenance, HV Maintenance, Emergency Response and Operational Assistance Memorandum of Understanding	Networks Strengthened Business Unit Generation Strengthened Business Unit	Networks Generation
SCADA/Communication Services Memorandum of Understanding	Networks Strengthened Business Unit Generation Strengthened Business Unit	Networks Generation
Information Processing and IT Support Memorandum of Understanding	Retail Strengthened Business Unit Networks Strengthened Business Unit	Retail Networks
End of Grid Generation Memorandum of Understanding	Regional Strengthened Business Unit Networks Strengthened Business Unit	Regional Networks
Pre-paid Meters/Retail Support Memorandum of Understanding	Regional Strengthened Business Unit Retail Strengthened Business Unit	Regional Retail
Networks Support Memorandum of Understanding	Regional Strengthened Business Unit Generation Strengthened Business Unit	Regional Generation
Shared Services Memorandum of Understanding	Networks Strengthened Business Unit Generation Strengthened Business Unit	Networks Generation
Shared Services Memorandum of Understanding	Networks Strengthened Business Unit Retail Strengthened Business Unit	Networks Retail
Shared Services Memorandum of Understanding	Networks Strengthened Business Unit Regional Strengthened Business Unit	Networks Regional
Allocation of Liability and Indemnity under Calm Land use and Compensation Agreement Memorandum of Understanding	Generation Strengthened Business Unit Networks Strengthened Business Unit	Generation Networks

Instrument	Western Power Business/Operation	New Corporation
Reciprocal Access and Indemnity Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Deed of Release and Indemnity Patstone Road, Collie Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Lease of Gas Turbine Site Eighth Road, Woorree Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Lease of Collie Power Station Substation Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Lease Training Depot Site Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Lease of Microwave Facility Site Lot 463 Scrivener Road Serpentine Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Lease of Part of 510 Abernethy Road, Kewdale Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Lease of Part of 510 Abernethy Road, Kewdale Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Regional Strengthened Business Unit	Regional
Residential Fixed Term Lease 43 Glyde Street, Narrogin Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Access Agreement Fly Ash Pipeline Frederic Street, Naval Base Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Deed of Indemnity East Perth Power Station Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement South Fremantle Power Station Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
Access Agreement Booth Street Narrogin Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation

Instrument	Western Power Business/Operation	New Corporation
Access Agreement Collie— Shotts Substation Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Collie Bluewater Substation Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Kwinana Power Station Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Mungarra Substation Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Hope Valley Site Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Hope Valley Site (Leg to Hope Valley Road) Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Patstone Road, Collie Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Agreement Muja Power Station Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Muja RECS Power Purchase Agreement Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Retail Strengthened Business Unit	Retail
Network Support Services Bremer Bay Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Access Arrangement Long- Term Financial Model Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
	Generation Strengthened Business Unit Regional Strengthened Business Unit	Generation Regional
Deed of Acknowledgement and Indemnity Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
	Generation Strengthened Business Unit Regional Strengthened Business Unit	Generation Regional
Generation Metering Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks

Instrument	Western Power Business/Operation	New Corporation
Crown Land Access Agreement Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Deed of Acknowledgement Allocation and Indemnity Memorandum of Understanding	Networks Strengthened Business Unit	Networks
	Retail Strengthened Business Unit	Retail
	Generation Strengthened Business Unit Regional Strengthened Business Unit	Generation Regional
Joint Software User Memorandum of Understanding	Generation Strengthened Business Unit	Generation
	Networks Strengthened Business Unit	Networks
Internal Rights Memorandum of Understanding	Retail Strengthened Business Unit	Retail
	Networks Strengthened Business Unit	Networks
Internal Rights Memorandum of Understanding	Retail Strengthened Business Unit	Retail
	Generation Strengthened Business Unit	Generation



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