



Summary of the Collection Point Side Deed

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1. What is the Collection Point Side Deed?

The Collection Point Side Deed:

- (a) enables the State to carry out an obligation of the Network Operator under its agreement with the State (the Network Operator Agreement) if the Network Operator failed to carry out the obligation; and
- (b) facilitate the transfer of Collection Point Arrangements to a replacement Network Operator (or to the State or a nominee of the State).

2. When can the State takeover (step-in to) a Collection Point Arrangement?

If the Network Operator fails to carry out and comply with its obligations under the Network Operator Agreement with the State, the State may, but is not obliged to, carry out an obligation which the Network Operator failed to carry out.

3. When can the State novate (transfer) a Collection Point Arrangement?

The State may novate (transfer) the Collection Point Arrangement to itself (or a nominee of the State) or any replacement Network Operator:

- (a) when the current Network Operator Agreement expires or is no longer in force; or
- (b) if the State terminates the Network Operator Agreement.

4. What happens if the Collection Point Arrangement is transferred/novated?

There is no need for Collection Point Operators to enter into any additional documents.

The Supplier is obliged to continue to comply with the terms of the Collection Point Arrangement on its original terms irrespective of a novation to the State or its replacement Network Operator.

After the novation the State or its replacement Network Operator is responsible for carrying out all of the original obligations of the Network Operator.