

Application Form for the 2025 Open Class Offer of Water Entitlements for the Greater South East Irrigation District

This application is subject to the terms of the Open Class Direct Sale Rules attached to this application form. Please ensure that your application is returned with the Open Class Direct Sale Rules remaining attached.

- APPLICATIONS CLOSE 2 PM ON THURSDAY 17 APRIL 2025 -

Open Class New Purchase

APPLICANT'S DETAILS

Note: The name of the Applicant must be the full legal name of the Applicant. In the case of a natural person, that person's full name (e.g. Andrew John Citizen). In the case of a company, that company's full name including its Australian Company Number (e.g. Citizen Pty Ltd ACN 123 456 789). In the case of a partnership, the full name of each partner (e.g. Andrew John Citizen & Jane Marie Citizen). In the case of a trust, the full name of the trustee or trustees of the trust and the name of the trust (e.g. Andrew John Citizen & Jane Marie Citizen ATF the Citizen Family Trust). In the case of a superannuation fund, the full name of the trustee or trustees of the superannuation fund and the name of the superannuation fund including its Australian Company Number (e.g. Citizen Pty Ltd ACN 123 456 789 ATF the Citizen Superannuation Fund).

1. Name of Applicant

2. Contact details for Applicant

(a) Address

(b) Postal address

(c) Contact person

(i) Name

(ii) Phone numbers

Primary:	Secondary:
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(iii) Email address

(d) Contact person

(i) Name

(ii) Phone number(s)

Primary:	Secondary:
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(iii) Email address

GUARANTORS' DETAILS

Note: If any Applicant is a company (including a company in its capacity as a trustee of a trust) and is not a listed company or a subsidiary of a listed company, each director of that company is required to guarantee the Application. If any Applicant is a subsidiary of a listed company, the listed company is required to guarantee the Application.

3. Full name of Guarantor

4. Contact details for Guarantor

(a) Address

(b) Postal address

(c) Phone number

Primary:	Secondary:
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(d) Email address

5. Full name of Guarantor

6. Contact details for Guarantor

(a) Address

(b) Postal address

(c) Phone number

Primary:	Secondary:
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(d) Email address

7. Full name of Guarantor

8. Contact details for Guarantor

(a) Address

(b) Postal address

(c) Phone number

Primary:	Secondary:
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(d) Email address

QUALIFYING ZONE

9. Applicant's Qualifying Zones

*Please enter nominated zones in Section 10 of this application***AMOUNT OF PURCHASE**

Note: This is the volume of Water Entitlements that you wish to purchase in each nominated zone. The minimum purchase is 10 ML in the Summer Delivery Period, with increments of 5 ML in either the Summer Delivery Period or the Winter Delivery Period.

The Applicant's Qualifying Zones are the Qualifying Zone nominated by the Applicant with reference to the GSEIS Proposed Qualifying Zones in Annexure 1 of the Open Class Direct Sales Rules.

10. Requested Volume by Applicant's Qualifying Zone

Applicant's Qualifying Zone(s)	Summer Delivery period	Winter Delivery Period	Total ML
	ML	ML	ML
	ML	ML	ML
	ML	ML	ML
	ML	ML	ML
Conditions specified under Clause 6.2 of these Open Class Direct Sales Rules			

Note: The Applicant (and any Guarantors) will be legally required to complete the purchase of water entitlements on commissioning of the scheme.

Price/ML	ML	Total purchase price for this application	2% Deposit payable with application
South East Region - New Summer Delivery Water Entitlements @ \$3,500.00/ML		\$	\$
South East Region - New Winter Delivery Water Entitlements @ \$1,850.00/ML		\$	\$
Jordan River Valley Region - New Summer Delivery Water Entitlements @ \$2,500.00/ML		\$	\$
Jordan River Valley Region - New Winter Delivery Water Entitlements @ \$1,750.00/ML		\$	\$

DATE OF APPLICATION

Note: Please insert the date this Application was signed by all the parties and submitted to Tasmanian Irrigation.

11. Date application made

EFFECT OF APPLICATION

- The Applicant named and described in this Application offers to purchase a volume of Water Entitlements up to the Requested Volume at the price of:
 - South East Region - New Summer Delivery Water Entitlements @ \$3,500.00/ML
 - South East Region - New Winter Delivery Water Entitlements @ \$1,850.00/ML
 - Jordan River Valley Region - New Summer Delivery Water Entitlements @ \$2,500.00/ML
 - Jordan River Valley Region - New Winter Delivery Water Entitlements @ \$1,750.00/ML
- The Applicant acknowledges and agrees that:
 - it has read and understood the Open Class Direct Sale Rules and the Open Class Purchase Contract lodged with this Application;
 - it has read and understood Tasmanian Irrigation's statement on the collection and use of personal information below;
 - it has obtained all legal, financial and technical advice necessary to submit this Application; and
 - by signing this Application, it agrees to become immediately legally bound by the Open Class Direct Sale Rules attached to this application.

- The Guarantors (if any) named and described in this Application:
 - (a) request Tasmanian Irrigation to accept this Application; and
 - (b) acknowledge that if Tasmanian Irrigation accepts this Application it will do so in consideration for the Guarantors giving the guarantee contained in the Open Class Water Entitlements Purchase Contract submitted with this Application.

HOW TO SUBMIT THIS APPLICATION

Complete and Sign this Application by completing the execution section below

Sign an Open Class Water Entitlements Purchase Contract leaving it unaltered and the schedule left blank

Lodge this Application along with the executed Open Class Water Entitlements Purchase Contract by:

Mailing to:	Delivering in person at:
Tasmanian Irrigation Pty Ltd	Level 2, Terminal Building
PO Box 84	Launceston Airport
EVANDALE TAS 7212	Western Junction Tasmania

Pay the initial instalment deposit of **2%** and the balance of the deposit of **8%** at notification of public funding commitment.
(To ensure we can identify your payment, please ensure you provide the Reference.)

Electronic Funds Transfer
BSB: 037 001 **Account No:** 528113
Account name: Tasmanian Irrigation Pty Ltd
Reference: Up to the first 18 characters of Applicant's name

Cheque or money order made out to Tasmanian Irrigation Pty Ltd

STATEMENT ON THE COLLECTION AND USE OF PERSONAL INFORMATION

Personal information is collected from you by Tasmanian Irrigation for the purpose of completing the sale of Water Entitlements, administering the Irrigation District and maintaining a public register of Water Entitlements for the Irrigation District (including in an online format). Your personal information will be used by Tasmanian Irrigation for the purpose for which it is collected and for other purposes permitted by the *Water Management Act (Tas) 1999*, the *Irrigation Clauses Act (Tas) 1973* and any regulations made under those Acts as they apply to the Irrigation District. Personal information will be managed by Tasmanian Irrigation in accordance with the *Personal Information Protection Act (Tas) 2004* and the *Privacy Act (Cth) 1988* as applicable and may be accessed by the individual to whom it relates on request to Tasmanian Irrigation. You may be charged a fee for this service.

EXECUTION BY APPLICANTS WHO ARE NATURAL PERSONS

EXECUTED by Purchaser One

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

EXECUTED by Purchaser Two

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

EXECUTED by Purchaser Three

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

EXECUTED by Purchaser Four

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

EXECUTION BY APPLICANTS WHO ARE NOT A NATURAL PERSON OR COMPANY

SIGNED for and on behalf of **Entity One** (insert Entity Name)

by:

Signature _____

Name _____

Position _____

in the presence of:

Signature _____

Name _____

Address _____

SIGNED for and on behalf of **Entity Two** (insert Entity Name)

by:

Signature _____

Name _____

Position _____

in the presence of:

Signature _____

Name _____

Address _____

EXECUTION BY APPLICANTS WHO ARE A COMPANY

EXECUTED by Company One (insert Company Name)

under section 127(1) of the Corporations Act:

Director:

Signature _____

Name _____

Director/Secretary

Signature _____

Name _____

EXECUTED by Company Two (insert Company Name)

under section 127(1) of the Corporations Act:

Director:

Signature _____

Name _____

Director/Secretary:

Signature _____

Name _____

EXECUTION BY GUARANTORS

SIGNED by Guarantor One

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

SIGNED by Guarantor Two

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

SIGNED by Guarantor Three

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

SIGNED by Guarantor Four

Signature _____

Name _____

in the presence of:

Signature _____

Name _____

Address _____

Direct Sale Rules for the 2025 Open Class Offer of Water Entitlements

Greater South East Irrigation District

This schedule constitutes the schedule for the purposes of these Open Class Direct Sales Rules

The Schedule

The Irrigation District	The proposed Greater South East Irrigation District being an irrigation district which is either a new irrigation district appointed under the <i>Water Management Act 1999</i> or an expanded and renamed Sorell Irrigation District and having the boundaries shown on the plan forming annexure 1 as varied by Tasmanian Irrigation under clause 4.2(d)		
The New Issue Price (determined by the Applicant’s Region and the applicable Delivery Period)	The Applicant’s Region	Price for delivery in the Summer Delivery Period	Price for delivery in the Winter Delivery Period
	South East Region	\$3,500 per ML	\$1,850 per ML
	Jordan River Valley Region	\$2,500.00 per ML	\$1,750.00 per ML
	Gretna Region	Not offered	Not applicable
The Deposit Percentage	Two per cent (2%)		
Minimum Purchase Volume	10 ML (required in the Summer Delivery Period)		
Incremental Purchase Volume	5 ML (required in either Summer or Winter Delivery Period)		
Flow Rate Conversion Factor	1/150 = 0.0067		
The Closing Date	17 April 2025 unless extended under clause 4.2(f)		
The Acceptance Date	31 August 2025		
Water Sales Threshold	\$53,200,000.00		

1. Interpretation

1.1 Definitions

In the Open Class Direct Sale Rules and the Application Form:

- (a) “the Acceptance Date” means Acceptance Date specified in the schedule;
- (b) “the Applicant” means the Applicant named in the Application Form;
- (c) “the Applicant’s Delivery Zone” means the Delivery Zone for the Applicant’s Qualifying Zone;
- (d) “the Applicant’s Purchase Contract” means the copy of the Water Entitlements Purchase Contract lodged by the Applicant with the Open Class Application as required by clause 3.8(a)(ii);
- (e) “the Applicant’s Qualifying Zone” means the Applicant’s Qualifying Zone nominated in the Application Form;
- (f) “the Applicant’s Supply Region” means:
 - (i) the whole of the planned water delivery system of the Irrigation District if the Applicant’s Region is the South East Region;
 - (ii) the Jordan River Valley Region and the Gretna Region if the Applicant’s Region is the Jordan River Valley Region; and
 - (iii) the Gretna Region is not applicable because Rights in that region are not offered;
- (g) “the Application Form” means the application to purchase water entitlements to which the Direct Sale Rules are attached, and which is completed to make an Application;
- (h) “a Business Day” means a day on which trading banks are open for business in both Hobart and Launceston in Tasmania;
- (i) “the Closing Date” means the Closing Date specified in the schedule;

- (j) “a Complying Open Class Application” means an Open Class Application which complies with the requirements of clause 3 or is otherwise treated as a Complying Open Class Application by the Open Class Direct Sale Rules or by Tasmanian Irrigation under clause 4.2(b);
- (k) “the Delivery Periods” means the separate delivery periods of each Irrigation Season being:
 - (i) the Summer Delivery Period; and
 - (ii) the Winter Delivery Period;
- (l) “the Delivery Zone” for a Qualifying Zone means that Qualifying Zone and:
 - (i) if that Qualifying Zone is a Trunk Zone, all other parts of the water delivery system of the proposed Irrigation District through any part of which water flowing from Pump Station One must necessarily pass to reach that Qualifying Zone; or
 - (ii) if that Qualifying Zone is a Spur Zone, all other Qualifying Zones through any part of which water flowing from Pump Station One must necessarily pass to reach that Qualifying Zone;
- (m) “the Deposit” means the deposit paid by an Applicant, as required by clause 3.8(b);
- (n) “the Deposit Amount” means the price for the Requested Volume calculated at the applicable Issue Price multiplied by the Deposit Percentage;
- (o) “the Deposit Percentage” means the Deposit Percentage specified in the schedule;
- (p) “the First Priority Allocation Process” means the setting aside and allocation of Rights made by TI in respect of the First Priority Applications;
- (q) “the First Priority Applications” means applications for rights received by TI from landholders in the Irrigation District or holders of irrigation rights issued in respect of the Coal River Irrigation Water District, the South East Irrigation Water District Stage Two or the Sorell Irrigation District;
- (r) “the Flow Rate Conversion Factor” means the Flow Rate Conversion Factor specified in the schedule;
- (s) “the Gretna Region” means that part of the planned water delivery system of the Irrigation District that is fed by water flowing from the outlet of Pump Station One before passing through Pump Station Two;
- (t) “the Guarantors” means the individuals or corporations specified in and executing the Application Form as Guarantors;
- (u) “the Incremental Purchase Volume” means the Incremental Purchase Volume specified in the schedule;
- (v) “the Irrigation District” means the Irrigation District specified in the schedule;
- (w) “an Irrigation Season” means a period from 1 October to the following 30 September to be an irrigation season for the Irrigation District for the purposes of the *Irrigation Clauses Act 1973*;
- (x) “the Issue Price” means the Issue Price per ML for each category of Rights specified in the schedule;
- (y) “the Jordan River Valley Region” means that part of the planned water delivery system of the Irrigation District that is fed by water flowing from the outlet of Pump Station Two up to the South East Region Commencement Point;
- (z) “the Minimum Purchase Volume” means the Minimum Purchase Volume specified in the schedule;
- (aa) “notify” means serve a written notice;
- (bb) “the Open Class Allocation Process” means the allocation process in respect of Open Class Applications under clause 5;
- (cc) “an Open Class Application” means an application to purchase Water Entitlements made in accordance with these Open Class Direct Sale Rules;
- (dd) “the Open Class Direct Sale Rules” means these Open Class Direct Sale Rules;
- (ee) “the Open Class Zone Delivery Capacity” of a Qualifying Zone for a Delivery Period as referred to in clause 5.2(b) means the Zone Delivery Capacity for that Qualifying Zone for that Delivery Period remaining after the setting aside and allocations made by Tasmanian Irrigation under the First Priority Allocation Process;
- (ff) “the Price” means the aggregate amount payable calculated as specified by clause 2.1(b);
- (gg) “Pump Station One” means that part of the planned water delivery system of the Irrigation District shown as Pump Station One on the plan forming annexure 1;
- (hh) “Pump Station Two” means that part of the planned water delivery system of the Irrigation District shown as Pump Station Two on the plan forming annexure 1;
- (ii) “the Qualifying Zones” means the zones of the planned water delivery system of the Irrigation District specified as the Qualifying Zones on the plan forming annexure 1;
- (jj) “the Regions” means the Gretna Region, the Jordan River Valley Region and South East Region;
- (kk) “the Requested Volume” in respect of an Open Class Application means the Requested Volume of the Rights specified in the Application Form;
- (ll) “Rights” means Rights as defined in the Applicant’s Purchase Contract;
- (mm) “the Scheme” means the undertaking as defined by section 2(1) of the *Irrigation Clauses Act 1973* planned for the Irrigation District and any watercourse planned to be used to deliver water;
- (nn) “the Spur Zones” means:
 - (i) the Qualifying Zones identified as Spur Zones on the plan forming annexure 1; and
 - (ii) the Qualifying Zones specified by Tasmanian Irrigation under clause 4.2(d)(iii) as Spur Zones;
- (oo) “the South East Region” means that part of the planned water delivery system of the Irrigation District that is fed from the South East Region Commencement Point;
- (pp) “the South East Region Commencement Point” means the point shown as “South East Region Commencement Point” on the plan forming annexure 1 being the point where the pipeline of the planned water delivery system of the Irrigation District that includes Qualifying Zones M3 and M4 crosses the Midlands Highway;
- (qq) “the Summer Delivery Period” of an Irrigation Season means the period in that Irrigation Season starting on 1st October and ending on the 31st March following;
- (rr) “Tasmanian Irrigation” means Tasmanian Irrigation Pty Ltd ACN 133 148 384;
- (ss) “the Trunk Zones” means:
 - (i) the Qualifying Zones identified as Trunk Zones on the plan forming annexure 1; and
 - (ii) the Qualifying Zones specified by Tasmanian Irrigation under clause 4.2(d)(iii) as Trunk Zones; and

- (tt) “the Water Entitlements Purchase Contract” means Tasmanian Irrigation’s standard open class contract for the purchase of rights to a supply of water from the Scheme and a share of the capacity of the Scheme to deliver water;
- (uu) “the Water Sales Threshold” means the condition that the aggregate price payable for Rights sold under the First Priority Allocation Process and the Open Class Allocation Process is at least the Water Sales Threshold specified in the schedule;
- (vv) “the Winter Delivery Period” of an Irrigation Season means the period in that Irrigation Season starting on 1st April and ending on 30th September following; and
- (ww) “the Zone Delivery Capacity” of a Qualifying Zone for a Delivery Period means the maximum capacity of the Scheme to deliver water to that Qualifying Zone during that Delivery Period as determined by Tasmanian Irrigation in its absolute discretion taking into account the requirement for the Scheme to deliver water to other Qualifying Zones.

1.2 General

In the Open Class Direct Sale Rules, unless the context otherwise requires:

- (a) the word ‘include’ does not exclude;
- (b) the singular includes the plural and vice versa;
- (c) a reference to an individual or person includes a corporation, partnership, joint venture, association, authority, trust, state or government and vice versa;
- (d) references to any gender include all genders and non-binary identities;
- (e) a reference to a recital, clause, schedule, annexure or exhibit is to a recital, clause, schedule, annexure, or exhibit of or to the Open Class Direct Sale Rules and a reference to the Open Class Direct Sale Rules includes any recital, clause, schedule, annexure or exhibit;
- (f) a recital, schedule, annexure or a description of the parties’ forms part of the Open Class Direct Sale Rules;
- (g) a reference to any agreement or document (including this document) is to that agreement or document (and, where applicable, any of its provisions) as amended, novated, supplemented or replaced from time to time;
- (h) where an expression is defined, another part of speech or grammatical form of that expression has a corresponding meaning;
- (i) where an expression is defined anywhere, it has the same meaning throughout;
- (j) headings are for convenience of reference only and do not affect interpretation;
- (k) no provision of the Open Class Direct Sale Rules will be construed adversely to a party solely on the ground that the party was responsible for the preparation of the Open Class Direct Sale Rules or that provision; and
- (l) a reference to anything (including any right) includes any part of that thing, but nothing in this clause 1.2(l) implies that performance of part of an obligation constitutes performance of the entire obligation.

2. Effect of application

2.1 Offer

An Open Class Application submitted under the Open Class Direct Sale Rules is a valid and irrevocable offer by the Applicant on the terms of the Open Class Direct Sale Rules to enter the Applicant’s Purchase Contract for Rights:

- (a) of a volume allocated by Tasmanian Irrigation under the Allocation Process but not greater than the Requested Volume; and
- (b) on the basis that the consideration in respect of Rights allocated is the applicable Issue Price per ML.

2.2 Irrevocable until acceptance date

Tasmanian Irrigation may accept the offer on or before the Acceptance Date and the offer is irrevocable (and may not be amended by an Applicant without Tasmanian Irrigation’s consent) until then.

3. Complying Open Class Application

3.1 Requirements

To lodge a Complying Open Class Application, the Applicant must comply with this clause 3.

3.2 Application Form

The Applicant must apply by completing the Application Form as required by clause 3.3. The Application Form must not be removed from the Open Class Direct Sale Rules.

3.3 Completion of the Application Form

The Application Form must be completed where indicated on the Application Form with:

- (a) the full name of each of the parties comprising the Applicant;
- (b) an address for delivery of notices in Australia for the Applicant;
- (c) a postal address for the Applicant;
- (d) at least one contact person for the Applicant and contact details for that contact person;
- (e) the full name of each Guarantor required by clause 3.6;
- (f) an address for delivery of notices in Australia for each Guarantor;
- (g) a postal address for each Guarantor;
- (h) the Applicant’s Qualifying Zone (the Applicant may nominate more than one Applicant’s Qualifying Zone see clause 6);
- (i) the Requested Volume being the volume of Rights for which the Applicant applies in respect of each Applicant’s Qualifying Zone; and
- (j) the break-up of the Requested Volume in respect of each Applicant’s Qualifying Zone into the volume in ML that the Applicant requests to be delivered in each Delivery Period.

3.4 The Requested Volume - constraints

The following constraints apply in respect of the Requested Volume:

- (a) the part of the Requested Volume that the Applicant requests to be delivered in the Summer Delivery Period must be not less than the Minimum Purchase Volume; and
- (b) the parts of the Requested Volume that the Applicant requests to be delivered in each Delivery Period must be an integer multiple of the Incremental Purchase Volume.

3.5 Location of the Applicant’s Qualifying Zone

Each Applicant’s Qualifying Zone must be in either the South East Region or the Jordan River Valley Region.

3.6 Guarantors

- (a) If any Applicant is a company and is not a listed company or a subsidiary of a listed company, each director of the company is required to be a Guarantor.
- (b) If any Applicant is a subsidiary of a listed company, the listed company is required to be a Guarantor.

3.7 Executing the Application Form

- (a) The Application Form must be executed by each Applicant and each Guarantor (if any) and must be dated.
- (b) Where the Application Form is executed under power of attorney, a certified copy of that power and evidence that the power has been registered must be lodged with the Application Form.

3.8 Lodging the Open Class Application

Not later than 2:00 pm on the Closing Date:

- (a) the following must be lodged in one of the ways specified in clause 3.9:
 - (i) the completed and executed Application Form to which the Open Class Direct Sale Rules remain attached; and
 - (ii) a copy of the Applicant's Purchase Contract:
 - A. unaltered;
 - B. with the schedule left uncompleted; and
 - C. executed by each Applicant and each Guarantor (if any); and
- (b) a deposit equal to the Deposit Amount must be paid to Tasmanian Irrigation by:
 - (i) a cheque that is restrictively endorsed with the words "Not Negotiable" payable to Tasmanian Irrigation Pty Ltd being lodged with the documents referred to in clause 3.8(a); or
 - (ii) another payment method approved by Tasmanian Irrigation.

3.9 How to lodge

The documents referred to in clause 3.8(a) can be lodged:

- (a) by mail addressed to:
 - Tasmanian Irrigation Pty Ltd
 - PO Box 84
 - Evandale TAS 7212and received by Tasmanian Irrigation not later than the time specified in clause 3.8(a);
- (b) personal delivery to Tasmanian Irrigation's offices at:
 - Level 2, Terminal Building
 - Launceston Airport
 - Western Junction in Tasmania; or
- (c) by personal delivery to an authorised officer of Tasmanian Irrigation.

4. Tasmanian Irrigation's rights

4.1 Variation of Open Class Application

- (a) Before or after the Closing Date, Tasmanian Irrigation may notify the Applicant of changes which are required to make an Open Class Application a Complying Open Class Application.
- (b) If the Applicant notifies Tasmanian Irrigation that the Applicant agrees to vary the Open Class Application as specified by Tasmanian Irrigation, the Open Class Application will be taken to be so varied and to be a Complying Open Class Application even if the variation takes effect after the Closing Date.

4.2 Rights

Without limiting any of its other rights under the Open Class Direct Sale Rules, and in addition to its rights under clause 4.1, Tasmanian Irrigation has an absolute discretion:

- (a) to reject an Open Class Application which is not a Complying Open Class Application;

- (b) to treat an Open Class Application as a Complying Open Class Application even though it is not otherwise a Complying Open Class Application;
- (c) to treat an Open Class Application which is not a Complying Open Class Application because it does not comply with either clause 3.4(a) or clause 3.4(b) as an Open Class Application under which non-compliant volumes are rounded down to the nearest integer multiple of the Incremental Purchase Volume in place of the non-compliant volumes;
- (d) at any time before commencing the Allocation Process, to vary any of:
 - (i) the boundaries of the Irrigation District;
 - (ii) the boundaries of the Regions but not in a way that changes the Applicant's Region under an Open Class Application unless that affected Applicant agrees to that change;
 - (iii) the Qualifying Zones (including by adding or subtracting Qualifying Zones) and their identification as Trunk Zones or Spur Zones; and
 - (iv) the location of either or both of Pump Station One and Pump Station Two;
- (e) to call for new Open Class Applications;
- (f) to extend the Closing Date;
- (g) to terminate the sale process under the Open Class Direct Sale Rules at any time before notifying successful Applicants; and
- (h) to take such other action it considers, in its absolute discretion, to be appropriate in relation to the sale process.

4.3 Tasmanian Irrigation not liable

Tasmanian Irrigation is not liable to:

- (a) any unsuccessful Applicant in respect of expenses incurred by the Applicant; or
- (b) any Applicant in respect of any costs incurred in the preparation of an application or as a result of the exercise of any rights of Tasmanian Irrigation under the Open Class Direct Sale Rules.

5. Allocation process

5.1 Effect of Complying Open Class Applications

Each Complying Open Class Application will have effect as an application for the respective part of the Requested Volume specified by the Complying Open Class Application for each Delivery Period for delivery in that Delivery Period.

5.2 Preliminary step -First Priority Allocations

- (a) Before making any allocations in respect of the Open Class Applications, TI will complete the First Priority Allocations.
- (b) Completing the First Priority Process will allow TI to determine the Open Class Delivery Capacity for each Qualifying Zone for each Delivery Period.

5.3 Allocation of Open Class Zone Delivery Capacity for each Qualifying Zone

Where the total Requested Volume applied for under Complying Open Class Applications in respect of a Qualifying Zone for delivery in a Delivery Period:

- (a) does not exceed the Open Class Zone Delivery Capacity of that Qualifying Zone for that Delivery Period, those Requested Volumes will be allocated to the relevant Complying Open Class Application, or

- (b) does exceed the Open Class Zone Delivery Capacity for that Qualifying Zone for that Delivery Period, Tasmanian Irrigation may:
 - (i) terminate the sale process in respect of that Qualifying Zone and re-commence the sale using a competitive process; or
 - (ii) allocate Rights up to the remaining Zone Delivery Capacity for that Delivery Period for that Qualifying Zone among Complying Open Class Applications for Rights for delivery in that Delivery Period in respect of that Qualifying Zone as Tasmanian Irrigation in its absolute discretion deems fit
- (ii) in item 14 of the schedule, the Price as the total Purchase Price and the details of the allocation of the Price required to complete item 14 of the schedule to the Applicant's Purchase Contract;
- (iii) in a separate row of item 7 of the schedule for each Applicant's Qualifying Zone in respect of which Rights are allocated, the Delivery Zone for that Qualifying Zone as the Zone and the volume of Rights for delivery in each Delivery Period notified under clause 5.6 in respect of that Qualifying Zone multiplied by the Flow Rate Conversion Factor as the Flow Rate in ML per day for that Delivery Period; and

5.4 The Water Sales Threshold

If the result of the First Priority Allocation Process and the Open Class Allocation Process (and any other sales of Rights made by Tasmanian Irrigation prior to the Acceptance Date) would not satisfy the Water Sales Threshold, Tasmanian Irrigation may elect to:

- (a) terminate the Allocation Process and not allocate any Rights; or
- (b) allocate Rights to Complying Open Class Applications under clauses 5.2 and 5.3.

5.5 Insufficient take up in a Qualifying Zone

- (a) If Tasmanian Irrigation does not receive sufficient First Priority Applications and Complying Open Class Applications for Rights in respect of a Qualifying Zone, Tasmanian Irrigation may elect to:
 - (i) not allocate any Rights in respect of that Qualifying Zone; or
 - (ii) allocate Rights to Complying Open Class Applications in respect of that Qualifying Zone under clause 5.3 subject to Tasmanian Irrigation receiving additional commitments to purchase Rights in respect of that Qualifying Zone as specified by Tasmanian Irrigation in its absolute discretion.
- (b) Whether or not there are sufficient First Priority Applications and Complying Open Class Applications for Rights in respect of a Qualifying Zone is the decision of Tasmanian Irrigation in its absolute discretion. Post Allocation process

5.6 Notice of allocation

Tasmanian Irrigation must notify the Applicant of the volume of Rights allocated to the Applicant for delivery in each Delivery Period in respect of each Applicant's Qualifying Zone as determined under the Allocation Process as soon as reasonably possible after the Allocation Process has been completed and in any event before the Acceptance Date.

5.7 Effect of notification

If Tasmanian Irrigation notifies the Applicant under clause 5.6 before the Acceptance Date, Tasmanian Irrigation, the Applicant and any Guarantors who executed the Application Form enter an agreement on the terms of the Applicant's Purchase Contract:

- (a) for the purchase of the Rights notified under clause 5.6;
- (b) at the Price determined under clause 2.1(b);
- (c) on the basis that the following are taken to be inserted as applicable in the schedule:
 - (i) in a separate row of item 7 for each Region, the total volume of Rights notified under clause 5.6 for delivery in each Delivery Period in respect of Qualifying Zones in the Region;

- (d) on the basis that the map of the water delivery system of the Irrigation District identifying separate Delivery Zones and Regions as finally determined by Tasmanian Irrigation under the Open Class Direct Sale Rules is inserted as annexure 1 to the Applicant's Purchase Contract and the Trading Rules as defined in the Applicant's Purchase Contract.

5.8 The Applicant's Purchase Contract

- (a) Tasmanian Irrigation must with the Applicant's Purchase Contract:
 - (i) insert the name of the Applicant and any Guarantors and their addresses and the other details referred to in clause 5.7 in the schedule;
 - (ii) execute it;
 - (iii) date it with the date of the notification under clause 5.6; and
 - (iv) send a photocopy of it to the Applicant.
- (b) The completion and execution by Tasmanian Irrigation of the Applicant's Purchase Contract is only intended to permanently record the terms of the agreement arising under clause 5.7 and the parties will be bound by that agreement on the date of, and by virtue of, the notification given under clause 5.6.

5.9 The Deposit

- (a) Upon notifying the Applicant pursuant to clause 5.6, the Deposit will be applied to the first instalment of the deposit payable under the Applicant's Purchase Contract.
- (b) Tasmanian Irrigation must refund to the Applicant any excess of the Deposit over the first instalment of the Deposit payable under the Applicant's Purchase Contract.

5.10 Unsuccessful Applicant

If an Open Class Application is rejected or not accepted by Tasmanian Irrigation then Tasmanian Irrigation, as soon as reasonably possible after the Allocation Process has been completed, must:

- (a) notify the Applicant that the Open Class Application has not been accepted; and
- (b) repay the Deposit to the Applicant.

6. Applying for Rights in respect of multiple Qualifying Zones

6.1 How to apply

The Applicant may apply for Rights in respect of more than one Qualifying Zone by:

- (a) nominating more than one Qualifying Zone as the Applicant's Qualifying Zone in the Application Form; and
- (b) specifying the Requested Volume of Rights for delivery in each Delivery Period that is applied for in respect of each Applicant's Qualifying Zone.

6.2 Contingent Applications

- (a) Where the Applicant specifies more than one Applicant's Qualifying Zone in the Application Form, the Applicant may also specify conditions that qualify any of the applications for Rights made in the Application Form with respect to the result of the Open Class Allocation Process in respect of any application for Rights in respect of other Qualifying Zones made in the Application Form.
- (b) Qualifications referred to in clause 6.2(a) may be specified in the appropriate box on the Application Form or in an annexure attached to the Application Form.
- (c) An Open Class Application that specifies conditions as referred to in clause 6.2(a) will only be a Complying Open Class Allocation if Tasmanian Irrigation determines in its absolute discretion that it is able to give effect to the specified conditions in the Open Class Allocation Process.

6.3 The allocation process

For the purposes of the Open Class Allocation Process, where the Applicant specifies more than one Applicant's Qualifying Zone in the Application Form:

- (a) each volume of rights requested for a Delivery Period in respect of a Qualifying Zone as specified in the Application Form will be treated as a separate application for Rights of the volume specified for delivery in each Delivery Period;
- (b) the application is subject to conditions specified in the Application Form; and
- (c) if conditions that comply with clause 6.2 are specified, Tasmanian Irrigation must give effect to those conditions in the Open Class Allocation Process.

7. Notices

7.1 How given

A notice required or permitted to be given by Tasmanian Irrigation to another party under the Open Class Direct Sale Rules must be in writing and is treated as being duly given if:

- (a) left at that party's address for delivery of notices specified in the Application Form;
- (b) sent by pre-paid mail to that party's postal address specified in the Application Form; or
- (c) sent by email to that party's nominated email address, provided that no automated delivery failure notification is received by the sender.

7.2 Receipt of notice

A notice given to a party under this clause is treated as having been duly given and received:

- (a) when delivered if left at the party's address;
- (b) on the third Business Day after posting if sent by pre-paid mail to the party's postal address; and
- (c) if sent by email, at the time it enters the recipient's email server, provided that if this occurs outside business hours, it will be deemed received at 9:00 am on the next business day.

7.3 Addresses

For the purpose of Tasmanian Irrigation giving notices under the Open Class Direct Sale Rules:

- (a) each party's address is the address specified in the Application Form or another address which that party notifies to Tasmanian Irrigation; and

- (b) each party's postal address is:
 - (i) the postal address specified in the Application Form or another postal address which that party notifies to Tasmanian Irrigation; or
 - (ii) that party's address if no postal address is specified in the Application Form or notified to Tasmanian Irrigation; and
- (c) each party's email address is the email address specified in the Application Form or another email address which that party notifies to Tasmanian Irrigation.

8. General

8.1 Variation and waiver

No variation of, waiver of, or consent to any departure from the Open Class Direct Sale Rules or the Applicant's Purchase Contract has any effect unless it is confirmed in writing and;

- (a) signed by the parties in the case of a variation; or
- (b) signed by the party waiving or consenting to the departure in the case of a waiver or consent to a departure,
and then its effect is strictly limited to the extent for which it is made or given.

8.2 Invalidity

If any provision of the Open Class Direct Sale Rules or the Applicant's Purchase Contract is invalid, other provisions which are self-sustaining and can be performed separately from the invalid provision, are valid and enforceable on their terms.

8.3 Sole agreement

- (a) If an Open Class Application is accepted, the Application Form, the Open Class Direct Sale Rules and the Applicant's Purchase Contract:
 - (i) constitute the sole and entire agreement; and
 - (ii) supersede all prior agreements and understandings,
among Tasmanian Irrigation, the successful Applicant and any Guarantor relating to Rights.
- (b) A warranty, representation or guarantee connected with the subject matter of an Open Class Application or other term not contained in the Application Form, the Open Class Direct Sale Rules or the Applicant's Purchase Contract has no force or effect and may not be relied upon by the Applicant or any Guarantor.

8.4 Acknowledgment by Applicant

Each Applicant acknowledges that in deciding to apply it:

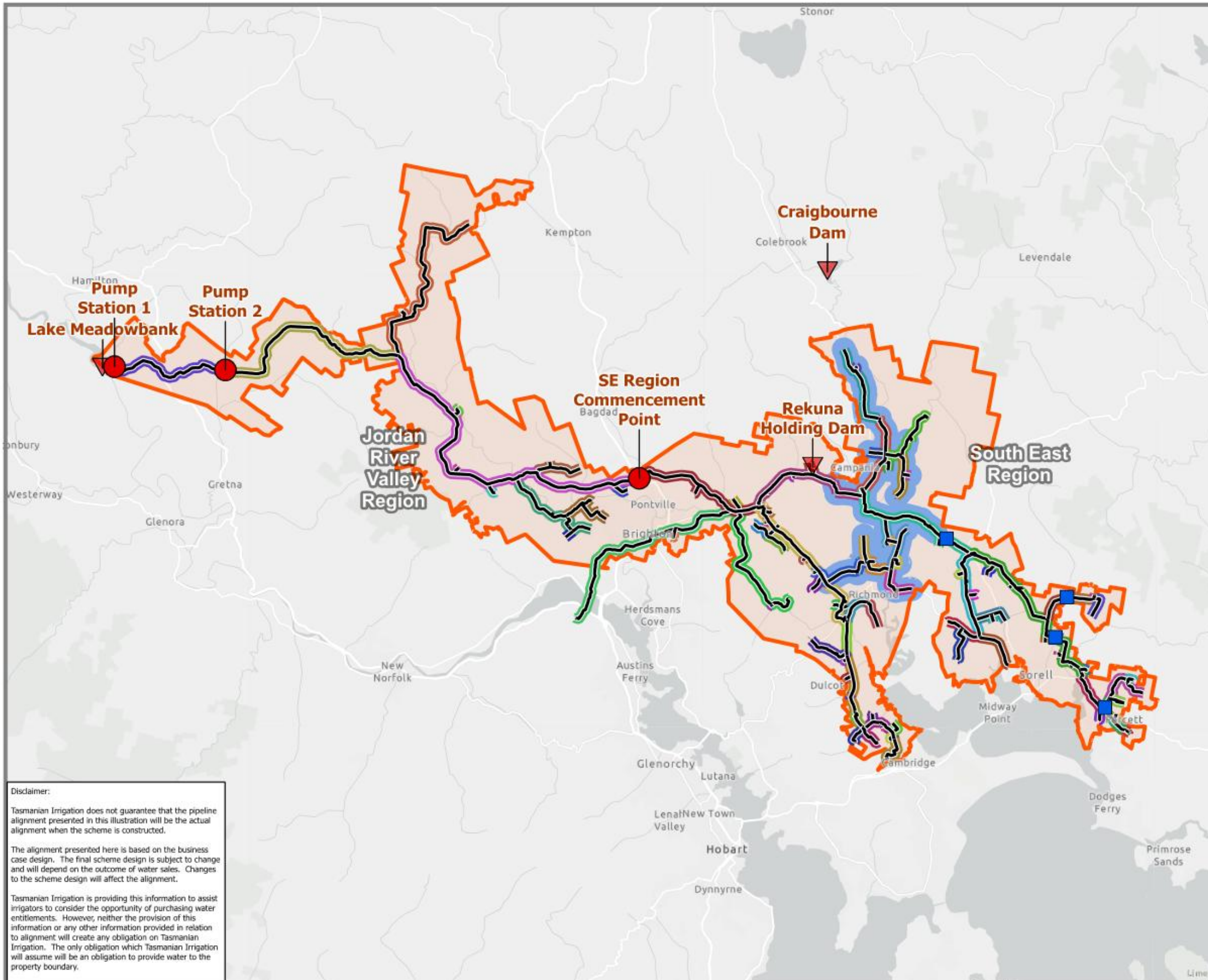
- (a) does not rely on any representation or arrangement whether oral, written or by other conduct as adding to or amending the Open Class Direct Sale Rules or the Applicant's Purchase Contract; and
- (b) did so relying solely on its own judgement.

8.5 Applicable law

The Open Class Application and the Open Class Direct Sale Rules must be interpreted under the law of the State of Tasmania.

8.6 Joint and several liability

Where more than one person accepts liability under any provision of the Open Class Application or the Open Class Direct Sale Rules, each of those people is liable severally and every two or more of them is liable jointly.



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	Brighton Spur Zone A (BA)
	Brighton Spur Zone B (BB)
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	Main Line 3 Spur Zone E (3E)
	Main Line 4 Spur Zone A (4A)
	Main Line 5 Spur Zone A (5A)
	Main Line 5 Spur Zone B (5B)
	Main Line 5 Spur Zone C (5C)
	Main Line 5 Spur Zone D (5D)
	Main Line 6 Spur Zone A (6A)
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GSEIS Proposed Qualifying Zones - Overview

Legend	● Region Point	▼ Dam	— Pipeline	▭ Proposed District
■ PumpStation	▭ River Conversion Zone	▭ Proposed District	— Pipeline	

Scale: 1:242,250 A3 Landscape

7.5 3.75 0 7.5

Kilometers

ID: M3330 Page: 1

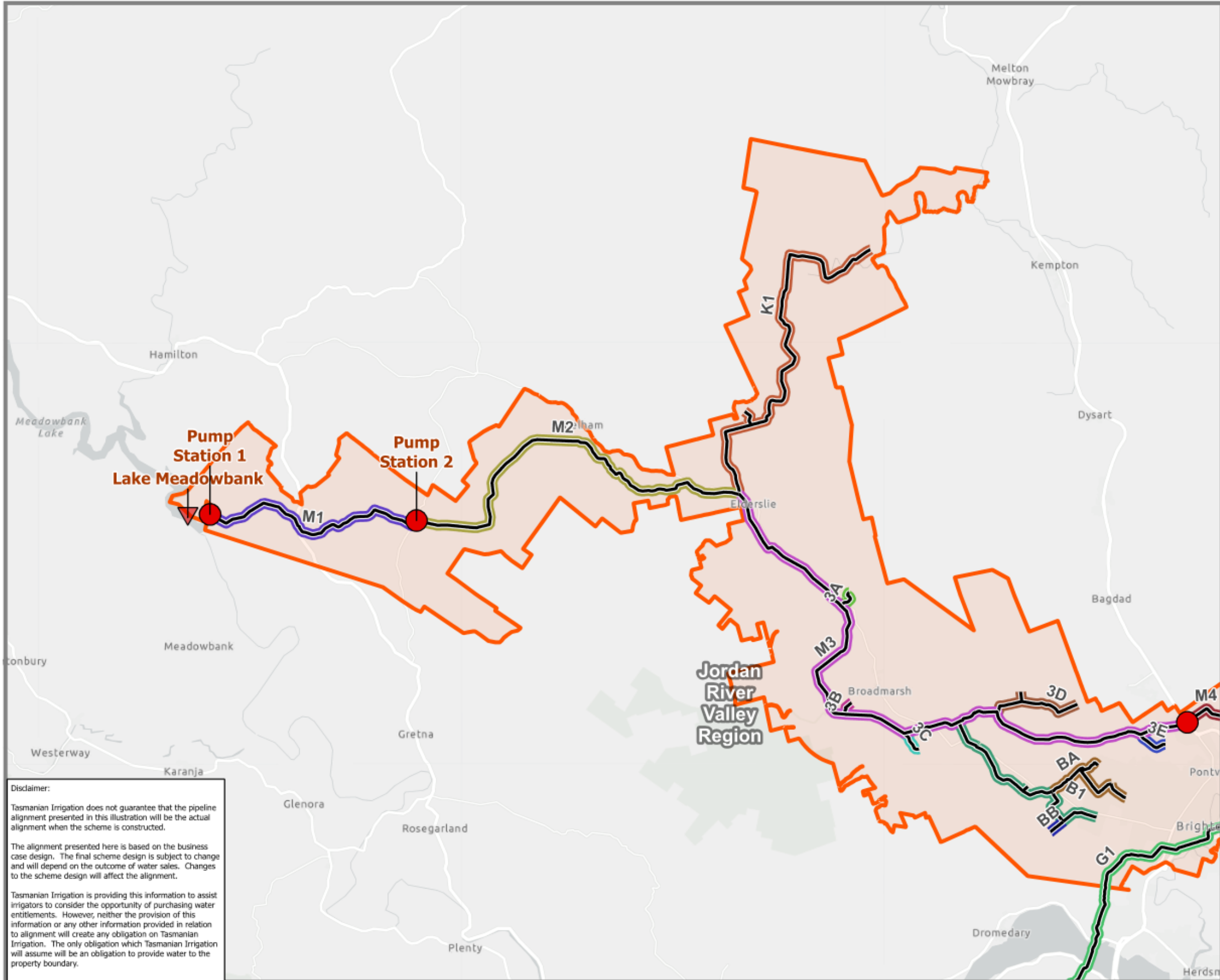
Date: 5/02/2025

Author: R Webb

Tasmanian Irrigation

Credits: Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community; TAGMAP © State of Tasmania; the LIST © State of Tasmania
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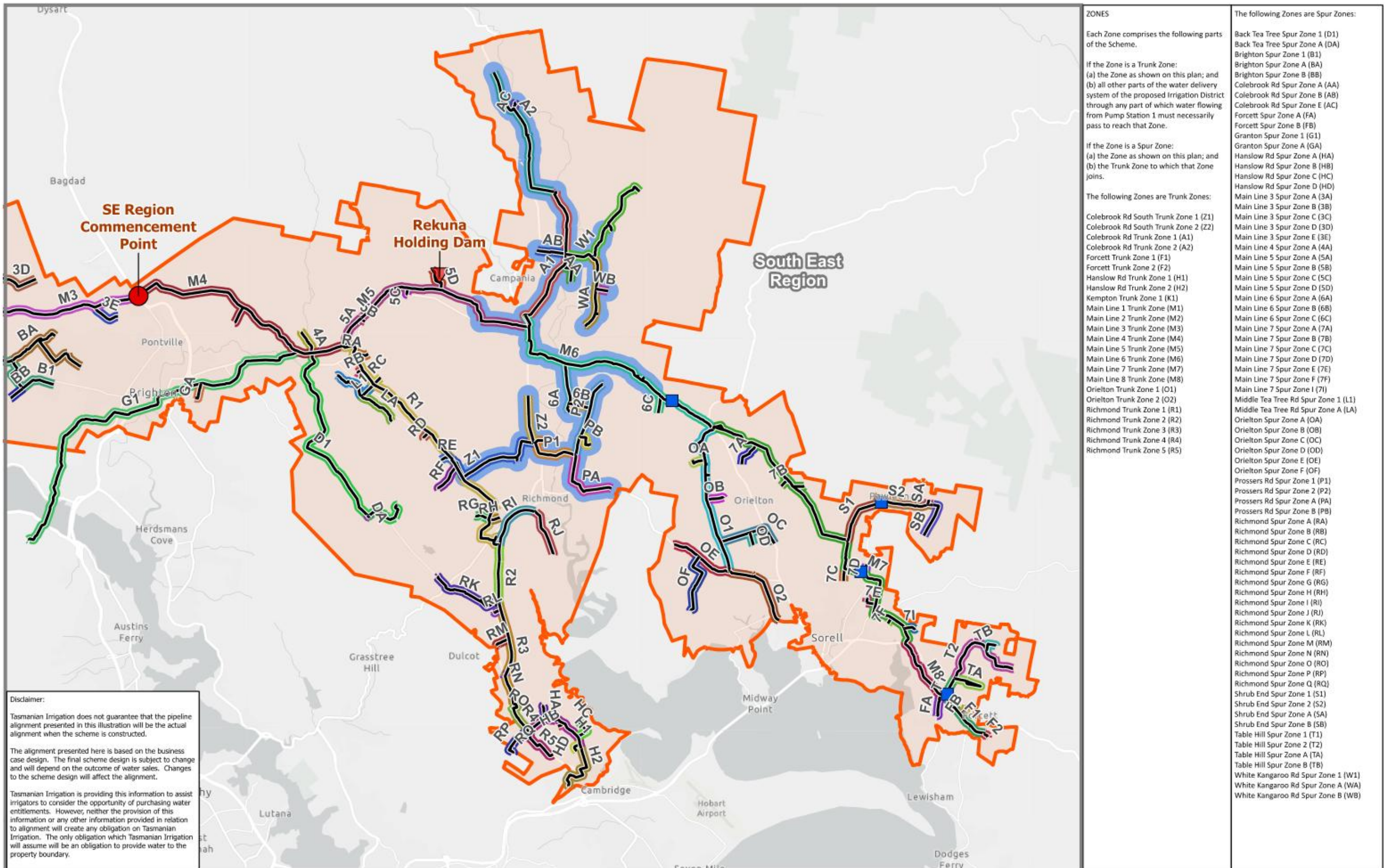
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GSEIS Proposed Qualifying Zones - Jordan River Valley Region Enlargement

Legend	<ul style="list-style-type: none"> ● Region Point ■ PumpStation ▽ Dam Proposed District Proposed District Pipeline Pipeline 	<p>Scale: 1:129,840 A3 Landscape</p> <p>4 2 0 4</p> <p>Kilometers</p> <p>North Arrow</p> <p>ID: M3330 Page: 2 Date: 5/02/2025 Author: R Webb Tasmanian Irrigation</p> <p>Tasmanian Irrigation</p> <p><small>Credits: Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community; TAGMAP © State of Tasmania; the LIST © State of Tasmania DISCLAIMER: This map is for informational purposes only. It should not be relied upon to establish with certainty the location of any of the features represented on it, either</small></p>
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	Main Line 4 Spur Zone J (4J)
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	Main Line 4 Spur Zone L (4L)
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	Main Line 4 Spur Zone S (4S)
	Main Line 4 Spur Zone T (4T)
	Main Line 4 Spur Zone U (4U)
	Main Line 4 Spur Zone V (4V)
	Main Line 4 Spur Zone W (4W)
	Main Line 4 Spur Zone X (4X)
	Main Line 4 Spur Zone Y (4Y)
	Main Line 4 Spur Zone Z (4Z)
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	Main Line 8 Spur Zone A (8A)
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GSEIS Proposed Qualifying Zones - South East Region Enlargement

- Legend**
- Region Point
 - ▲ Dam
 - Pipeline
 - Proposed District
 - PumpStation
 - River Conversion Zone
 - Proposed District
 - Pipeline

Scale: 1:123,160 A3 Landscape



ID: M3330 Page: 3
Date: 5/02/2025
Author: R Webb
Tasmanian Irrigation

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