

IN THE WESTERN AUSTRALIAN GAS REVIEW BOARD

No 1 of 2005

Re Application for review of the decision by the Western Australian Economic Regulation Authority dated 15 December 2005 to approve the Economic Regulation Authority's own revised Access Arrangement for the Dampier to Bunbury Natural Gas Pipeline.

Application by:

Electricity Generation Corporation

Applicant

CONFIDENTIALITY UNDERTAKING

I, _____ of _____ undertake to [Name of party whose document/information is claimed to be confidential] (**Disclosing Party**), and the Western Australian Gas Review Board (the **Review Board**) that:

1. Subject to the terms of this Undertaking and any order of the Review Board, I will at all times keep confidential the documents and information which is provided to me in the course of the conduct of Review Board proceedings No. 1 of 2005 and any proceedings which are joined to, or are to be heard with, those proceedings (the **Proceedings**) and which is claimed by the Disclosing Party to be its confidential information (**the information**).
2. I acknowledge that I may disclose the information to:
 - (a) any person for the purposes of the conduct of the Proceedings, who has:
 - (i) been approved of by the Disclosing Party in writing, or by order of the Review Board, for disclosure of the information; and
 - (ii) signed a confidentiality undertaking in the form of this undertaking, or in a form otherwise acceptable to the Disclosing Party, and served the undertaking on the Disclosing Party;
 - (b) a secretarial or support staff member of any person approved under paragraph 2(a), provided that person has:
 - (i) been approved of by the Disclosing Party in writing, or by order of the Review Board, for disclosure of the information; and
 - (ii) signed a confidentiality undertaking in the form of this undertaking, or in a form otherwise acceptable to the Disclosing Party, and served the undertaking on the Disclosing Party;

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- (c) any member of the Review Board or their associates or staff in connection with the Proceedings; and
 - (d) any person to whom I am required by law to disclose the information.
3. Except as required by law, within one (1) month after the occurrence of any of the following events:
- (a) the conclusion of the Proceedings; or
 - (b) my ceasing to be employed or retained by a party to the Proceedings,

I will destroy or deliver to the Disclosing Party's solicitors any documents or things (or parts of documents or things) provided to me in the course of the Proceedings, or any copies of those documents or things recording or containing any of the information in my possession, custody or control.

4. Nothing in this undertaking will impose an obligation upon me in respect of information:
- (a) which is in the public domain; or
 - (b) which has been obtained by me otherwise than from the Disclosing Party in the course of the Proceedings,

provided that the information is in the public domain and/or has not been obtained by me by reason of, or in circumstances involving any breach of confidentiality undertaking in these proceedings or a breach of any other obligation of confidence in favour of the Disclosing Party or by any other unlawful means.

Signed: _____

Dated:

Print name: _____