



LICENCE NO.	EMA/TE/002
TYPE	TRANSMISSION
LICENSEE	SP POWERASSETS LTD
NOTIFICATION NO.	7

1. Pursuant to Condition 2: Authorised Activities of the Electricity Licence for Transmission Licensee (Licence No. EMA/TE/002) (“Licence”) granted to SP PowerAssets Limited (“SPPA”), SPPA is hereby notified that the Energy Market Authority of Singapore (“Authority”) has approved SPPA’s application and SPPA is hereby authorised to engage in the following allowed activities under the Licence:

- (i) the establishment of a business trust (“Trust”) and carrying on the business of acting as the trustee-manager of the Trust; and
- (ii) performing the role of the trustee-manager of the Trust, including carrying on (in its capacity as trustee-manager of the Trust) the business of constructing, developing, owning, operating, maintaining and managing the North-South cable tunnel, East-West cable tunnel and the related infrastructure, equipment and properties (collectively, the “Tunnel”) and engaging in any business, undertaking or activity associated with, incidental and/or ancillary to the foregoing as well as to hold the legal title to the Tunnel in trust for the beneficiaries of the Trust who are unitholders in the Trust

subject to the terms and conditions as set out below:

- (1) Furnishing an undertaking

SPPA shall furnish to the Authority an undertaking in the form set out in SPPA’s letter of 7 Mar 2012 to the Authority, within seven days of the date that SPPA is appointed as the trustee-manager of the Trust and shall thereafter comply with the said undertaking.

(2) Compliance with directions or instructions

SPPA (in its capacity as trustee-manager of the Trust) shall accept, implement and comply without delay any directions or instructions relating to the Tunnel which may be issued by the Authority to SPPA (in its capacity as trustee-manager of the Trust) at any time, including complying with any directions which may be issued by the Authority to SPPA pursuant to the special administration order provisions of the Act.

(3) Tunnel Services Agreement and Management Services Agreement

SPPA (in its capacity as trustee-manager of the Trust) shall obtain the Authority's prior written approval for the terms and conditions of the agreement governing the use of the Tunnel ("Tunnel Services Agreement") and the agreement governing the appointment of SP PowerGrid Limited to provide services to SPPA (in its capacity as trustee-manager of the Trust) in relation to the carrying on of the business of constructing, developing, operating, maintaining and managing the Tunnel and engaging in any business, undertaking or activity associated with, incidental and/or ancillary to the foregoing as well as to hold the legal title to the Tunnel in trust for the beneficiaries of the Trust who are unitholders in the Trust ("Management Services Agreement").

SPPA (in its capacity as trustee-manager of the Trust) shall not modify or terminate the Tunnel Services Agreement or Management Services Agreement without the Authority's prior written consent.

The Authority may, on such terms as it may specify in writing and notified to SPPA, waive or vary any of the above requirements.

(4) Unfettered access to Tunnel

SPPA (in its capacity as the trustee-manager of the Trust) shall ensure that the transmission licensee (and its duly authorised agents) shall have unfettered access to the Tunnel, subject only to legal, operational and safety requirements and the giving of notice in accordance with the Tunnel Services Agreement.

(5) General

For the avoidance of doubt, this Notification shall form an integral part of the Licence and any contravention of the terms and conditions of this Notification shall be deemed to be a contravention of the conditions under the Licence. Any word or expression used in this Notification shall, unless otherwise defined, have the same meaning as that used in the Licence.

(6) Enforcement actions

The Authority may take enforcement actions against SPPA in accordance with the provisions of the Act if SPPA (in its capacity as trustee-manager of the Trust) fails to comply with the directions or instructions of the Authority issued under condition (2) above, or any other terms and conditions of this Notification.

2. This Notification shall come into effect on the date set out below.

14 March 2012

CHEE HONG TAT
Chief Executive
Energy Market Authority of Singapore