

[] December 2013

[RSP Contact Person]

[RSP Name] Limited

[Address Line 1]

[Address Line 2]

[ADDRESS LINE 3]

Dear [Name]

ENABLE NETWORKS LIMITED - WHOLESALE SERVICES AGREEMENT GENERAL TERMS AND END USER TERMS

In February 2012 Enable Networks Limited (**ENL**) published its ultrafast broadband (**UFB**) reference offer (the **ENL Reference Offer**). On [DATE] ENL and [RSP] Limited (**you**) signed the ENL UFB wholesale services agreement (the **WSA**) on the same terms as the ENL Reference Offer.

ENL has completed a consultation process with retail service providers to review and amend BOTH: (i) the General Terms which form part of the ENL Reference Offer and WSA and (ii) the End User Terms which ENL currently requires End Users to sign. The revised General Terms and End User Terms have now been approved by Crown Fibre Holdings Limited. The revised General Terms and End User Terms have been published at <http://www.enable.net.nz/about-enable/governance/ufb-reference-offer.html>, and now form part of the ENL Reference Offer.

This letter covers the transition of the WSA from the current General Terms and End User Terms to the revised General Terms and the revised End User Terms.

General Terms

You may formally adopt the revised General Terms by signing the enclosed copies of this letter and the revised General Terms and returning both documents to ENL. *The revised General Terms will replace your current WSA General Terms from the date that both documents are received by ENL.* The Service Start Date of each Service provided to you by ENL before your adoption of the revised General Terms will continue to apply under the revised General Terms.

End User Terms

By signing and returning the enclosed copy of this letter and the General Terms, you also agree that the revised End User Terms will apply from the date ENL receives those documents. If you do not adopt the revised General Terms, the revised End User Terms will apply from the date that is 60 Business Days from the date you receive this letter, unless you notify ENL that you require additional time to make any consequent change to your procedures, facilities or systems (such notice to set out the additional time required). ENL will contact all existing End Users to advise them of this change, either in writing to each End User or by placing a notice in major daily newspapers.

WSA Supporting Documents

The ENL Reference Offer also includes Service Descriptions, a Price List, Service Level Terms and Operations Manuals (*the Supporting Documents*), which are currently the subject of industry consultation, a process that is running in parallel to the publication and implementation of the revised General Terms and revised End User Terms.

By signing and returning the enclosed copy of this letter and the General Terms, you *agree that the provisions of the revised Supporting Documents, when published by ENL, will automatically apply and because ENL will have completed an industry consultation process and received Crown Fibre Holdings' approval, ENL will not be required to follow the change and notice procedures in clauses 24 and 25 of the revised General Terms in relation to the release of the revised Supporting Documents.*

Interpretation of this letter

All of the provisions of the current versions of the Supporting Documents shall continue to apply, subject to any variations agreed (in writing) by ENL. Unless stated otherwise, capitalised terms used in this letter have the meaning given in the documents forming part of the WSA, unless otherwise defined.

Next Steps

Please confirm your agreement to the above matters by signing below and signing the attached copy of the revised General Terms, and returning the original signed versions of both documents to ENL.

Yours sincerely

Steve Fuller
CEO
Enable Networks Limited

Agreed for and on behalf of **[RSP]** Limited:

Signature

Name:

Position:

Date: