

Notice of Variation – 2024/25 Port Terminal Services Agreement and Reference Prices

Pursuant to section 23 of the *Competition and Consumer (Industry Code – Port Terminal Access (Bulk Wheat)) Regulation 2014 (Code)*, Viterra provides this notice of variation to its Port Terminal Services Agreement in respect of the 2024/25 season (**Standard Terms**) and the reference prices outlined in its Pricing, Procedures & Protocols Manual (**Pricing Manual**). These variations will take effect on and from 1 October 2024.

The amendments to the Standard Terms include minor changes to the 2023/24 season Port Terminal Services Agreement, providing greater flexibility and clarity on the transportation of bulk wheat and grain and increased transparency for Viterra's customers.

The key changes to the Standard Terms include:

- Variation to Viterra's right to move or swap bulk wheat, entitling Viterra to overflow grain from any one of its facilities, or alternatively, to swap grain to an alternative Viterra facility.
- Fixed use of receival weights of site-to-site movements within Viterra facilities on stock records for customers.
- Changes to the sanctions and modern slavery regimes.
- Amendments to the assignment rights, such that neither Viterra nor customers may unreasonably withhold or delay consent to an assignment of their respective rights and obligations under the Standard Terms.

The Port Terminal Services Agreement for the 2024/25 season is available on the Viterra website at <https://viterra.com.au/dam/jcr:a44d606b-dd3f-4dfa-a125-4f79354d17f6/2024.25-Viterra-port-terminal-service-agreement.pdf>. Viterra customers are entitled to request a marked copy of the Standard Terms detailing all changes to the 2023/24 Port Terminal Services Agreement.

Viterra has also varied its reference prices as outlined in the Viterra Pricing Manual, specifically. The Pricing Manual for the 2024/25 season is available on the Viterra website at <https://www.viterra.com.au/dam/jcr:7c339347-bc7f-483d-8fa6-069a893f23c6/2024.25-Viterra-pricing--procedures-and-protocols-manual--schedule-A-L-.pdf>.

If you have any questions arising from this notice, please do not hesitate to contact us at CustomerServicesAustralia@viterra.com.

We are also available via phone on 08 8304 1316.