



## SCHEDULE 2

### 1. Operation of Schedule

Parties agree that Ergon Energy may carry out any of the following future acts which are described in this Schedule ("**Minor Works**") in accordance with the procedures that are set out in this Schedule.

### 2. Minor Works

The following future acts are Minor Works:

- (a) tree lopping and tree clearing in the immediate vicinity of Electricity Infrastructure or required for the safe operation or use of the Electricity Infrastructure or for public safety in relation to the operation of the Electricity Infrastructure;
- (b) repairing any damaged Electricity Infrastructure;
- (c) reinstating any damaged or destroyed Electricity Infrastructure to the pre-existing extent;
- (d) maintaining Electricity Infrastructure;
- (e) inspecting Electricity Infrastructure;
- (f) Reinstatement of existing access tracks/roads for the purpose of undertaking anything in paragraphs (a) to (e);
- (g) accessing the Agreement Area at reasonable times for the purpose of undertaking anything in paragraphs (a) to (f);
- (h) installation of street light poles and service/intermediate poles that are tied into the existing powerline system in urban areas/town precincts only.

### 3. Procedures required to carry out Minor Works

Where Ergon Energy undertakes any of the Minor Works, it will:

- (a) where it is reasonably practicable to do so or required by law, give notice to the Native Title Party before undertaking that future act;
- (b) use its best endeavours to limit interference or damage to the Agreement Area as reasonably possible;
- (c) use its best endeavours to limit interference with, and respect the privacy of, any member of the Native Title Party who may be in the Agreement Area;
- (d) perform Minor Works to the standard of skill and safety of a reasonably competent electricity entity under the *Electricity Act, 1994*; and
- (e) take reasonable measures to rehabilitate any damage or interference to the Agreement Area as quickly as possible after the Minor Works have been completed.



**4. When Requirement to Notify Does Not Apply**

Unless required by law, it is not necessary for Ergon Energy to give notice under paragraph 3 (a) where:

- (a) the only parts of the Agreement Area to be the subject of that future act are open to public access on foot or by any established road, track or path; or
- (b) access is required by Ergon Energy for the purpose of exercising or enforcing regulatory powers in respect of a possible breach of an Act or Regulation.

**5. What is not Included**

Nothing in Item 2 of this Schedule is a consent to access any building used as a dwelling or the curtilage of a building used as a dwelling in the Agreement Area where the law would otherwise require Ergon Energy to obtain a warrant permitting it to access the building or the curtilage.