

CONFIDENTIAL

Dated [] May 2017

SUPPLEMENTAL CUSTOMISED AGREEMENT

Between

**NETLINK MANAGEMENT PTE. LTD.
(IN ITS CAPACITY AS TRUSTEE-MANAGER OF NETLINK TRUST)**

and

M1 LIMITED

**EXTENSION OF CUSTOMISED AGREEMENT ON DATA CENTRE SURCHARGE - DATA
CENTRE CONNECTION FOR SERVICE PROVIDERS**

THIS SUPPLEMENTAL CUSTOMISED AGREEMENT (“AGREEMENT”) is made on [] May 2017.

Between

(1) **NetLink Management Pte. Ltd.** (in its capacity as trustee-manager of NetLink Trust) (Company Registration Number: 201704784C), a company incorporated in Singapore with its registered office at 750E Chai Chee Road, #07-03, Viva Business Park, Singapore 469005 (“NLT”)

and

(2) **M1 Limited** (Company Registration Number: 199206031W), a company incorporated in Singapore with its registered address at 10 International Business Park Singapore 609928 (“Requesting Licensee”)

(collectively, the “Parties”, and each, a “Party”).

WHEREAS:

- (A) The Requesting Licensee and OpenNet Pte. Ltd. had, on 4 June 2013, entered into a Customised Agreement for Data Centre Surcharge, Data Centre Connection for Service Providers (“CA”), attached hereto as ANNEX A, which sets out each party’s respective obligations and responsibilities with regards to the implementation of the Data Centre Surcharge. The Requesting Licensee, OpenNet Pte. Ltd., and CityNet Infrastructure Management Pte. Ltd. had, on 1 October 2014, entered into a Novation Agreement to novate all rights, benefits, title, interests and obligations of OpenNet Pte. Ltd. under the CA to CityNet Infrastructure Management Pte. Ltd., acting in its capacity as the then appointed trustee-manager of NetLink Trust.
- (B) The Requesting Licensee and CityNet Infrastructure Management Pte. Ltd. (in its capacity as trustee-manager of NetLink Trust) had, on 12 August 2015, entered into a Customised Agreement to extend the term of the CA to 27 June 2017.
- (C) On 13 April 2017, NetLink Management Pte. Ltd. succeeded CityNet Infrastructure Management Pte. Ltd. as trustee-manager of NetLink Trust.
- (D) The CA will expire on 27 June 2017. Parties wish to renew the CA for a further period of two (2) years on the terms and conditions set out herein.

THE PARTIES HEREBY AGREE AS FOLLOWS:

- 1. Pursuant to Clause 6.1 of the CA, the Parties agree that the CA shall be renewed for a further period of two (2) years and shall expire on 27 June 2019.
- 2. Unless otherwise defined, capitalised terms used in this Supplemental Agreement shall have the meanings given to them in the CA.
- 3. Clause 7.7 is amended by substituting the entire paragraph with the following:
“7.7 Liability of the Trustee-Manager

NETLINK MANAGEMENT PTE. LTD. has assumed all obligations under this Agreement in its capacity as trustee-manager of NetLink Trust and not in its personal capacity and any liability of NetLink Management Pte. Ltd. (as trustee-manager of NetLink Trust) under this Agreement is limited to the assets of NetLink Trust over which NetLink Management Pte. Ltd. has recourse and shall not extend to any personal or other assets of NetLink Management Pte. Ltd. or its shareholders, directors, officers or employees.”

4. Save for the amendment stated in this Agreement, all the other provisions in the CA shall remain unchanged and shall continue in full force and effect.
5. Where approval is required from the Info-communications Media Development Authority of Singapore (“IMDA”) for the extension of the CA, such extension shall be subject to and conditional upon approval of the IMDA and the acceptance by the parties of any terms and conditions that may be imposed by IMDA.

ANNEX A