

**POI AMENDMENT AGREEMENT**

## POI AMENDMENT AGREEMENT

THIS AGREEMENT is dated 14th June 2001

BETWEEN

and

### RECITALS

- A. The Parties entered into the POI Establishment Agreement on 29 June 1995 ("POI Agreement") and have since entered into further amendment agreements.
- B. The Parties have agreed to establish a new switch location at  
Schedules 1A, 1B and 1C of the POI Agreement. requiring an amendment to
- C. In order to effect the change described in paragraph B, the parties have agreed to the amendments set out in this Amendment Agreement, amending Schedules 1A and 1B and 1C to the POI Agreement.
- D. This Amendment Agreement will take effect from the date of this Amendment Agreement.

### THE PARTIES AGREE AS FOLLOWS:

#### 1. SCHEDULES

- 1.1 The Parties agree to make the following amendment to Schedule 1A of the POI Agreement:

To the list entitled "Switch Location" in Part I of Schedule 1A, add the following:

- 1.2 The Parties agree to make the following amendment to Schedule 1B of the POI Agreement:

To the list entitled "Switch Location" in Part I of Schedule 1B, add the following:

- 1.3 The Parties agree to make the following amendment to Schedule 1C of the POI Agreement:

To the list entitled "Switch Location" in Part I of Schedule 1C, add the following:

## 2. INTERPRETATION

- 2.1 The amendments set out in this Amendment Agreement take effect from the date of this Amendment Agreement.
- 2.2 The terms and conditions of this Amendment Agreement are deemed to be an integral part of the POI Agreement and reference to "this POI Agreement" in the POI Agreement refers the POI Agreement and this Amendment Agreement.
- 2.3 A term which is defined in the POI Agreement and used in this Amendment Agreement but not defined herein has the same meaning as used in the POI Agreement unless the context requires otherwise.
- 2.4 Nothing in this Amendment Agreement shall in any way vary the POI Agreement unless expressly stated in this Amendment Agreement. The Parties agree that the variation set out in this Amendment Agreement shall not affect and is without prejudice to the rights and remedies that a Party may have accrued prior to the variation.
- 2.5 This Amendment Agreement is governed by the laws of Hong Kong Special Administrative Region.
- 2.6 Each Party irrevocably and unconditionally submits to the non-exclusive jurisdiction of the courts of Hong Kong Special Administrative Region.

**EXECUTED** as an Agreement.

**SIGNED**

For and on behalf of

By its duly authorized representative:

Name:

Title:

**SIGNED**

for and on behalf of

by its duly authorized representative:

Name:

Title: