

**ENFORCEABLE UNDERTAKING GIVEN TO THE AUSTRALIAN COMMUNICATIONS AND
MEDIA AUTHORITY BY TABCORP HOLDINGS LIMITED (063 780 709) UNDER SECTION 114
OF THE REGULATORY POWERS (STANDARD PROVISIONS) ACT 2014**

1. Definitions

1.1. In this Undertaking:

- 1.1.1. **ACMA** means the Australian Communications and Media Authority.
- 1.1.2. **Agreed Management Actions** means the actions defined and agreed by Tabcorp Management with the Internal Audit Team to address any control deficiencies identified in the Initial Review Report.
- 1.1.3. **Commencement date** has the meaning given in clause 3.1.2.
- 1.1.4. **IGA** means *Interactive Gambling Act 2001* (Cth).
- 1.1.5. **Implementation Plan** means the plan referred to in clause 7.
- 1.1.6. **Initial Review** means the initial review by Tabcorp's Internal Audit Team, with the assistance of PwC, as referred to in clause 6.
- 1.1.7. **Initial Review Report** means the report referred to in clause 6.4.
- 1.1.8. **Internal Audit Charter** is the Tabcorp Board endorsed document that outlines the purpose, responsibilities and authority of Tabcorp's Internal Audit team, and the manner in which Internal Audit conducts its activities.
- 1.1.9. **Internal Audit Methodology** is the document that outlines the basis for the delivery of audit services performed by Tabcorp's Internal Audit team. It serves as a reference document that provides guidance on the key phases and activities applied in an Internal Audit engagement and adheres to the Global Internal Audit Standards issued by the Institute of Internal Auditors.
- 1.1.10. **Internal Audit Team** means the team within Tabcorp responsible for performing its internal auditing functions, which is required to operate independent from the Tabcorp business. The Internal Audit Team's independence is enshrined in the Internal Audit Charter.
- 1.1.11. **PwC** means PricewaterhouseCoopers.
- 1.1.12. **QA Report** means the report of the QA Review as referred to in clause 8.1.2.
- 1.1.13. **Quality Assurance Review** means the assurance review by Internal Audit as referred to in clause 8.1.1.
- 1.1.14. **Subsidiaries** means TAB Limited (ACN 081 765 308), Tabcorp VIC Pty Ltd (ACN 668 057 056), Tabcorp ACT Pty Ltd (ACN 167 957 002), UBET Qld Limited (ACN 085 691 738), UBET SA Pty Ltd (ACN 097 719 107), UBET NT Pty Ltd (ACN 092 655 831) and UBET TAS Pty Ltd (ACN 095 972 106).
- 1.1.15. **Tabcorp Audit (Board) Committee** means the Board Audit Committee, the charter of which is available at:
<https://www.tabcorp.com.au/company/corporate-governance>
- 1.1.16. **Tabcorp Board** means the TAH Board of Directors or equivalent management body or most senior compliance and/or risk committees
- 1.1.17. **Tabcorp Management** means relevant members of Tabcorp's executive

and senior leadership teams

1.1.18. **TAH** means Tabcorp Holdings Limited, ACN 063 780 709.

2. Person giving the Undertaking

- 2.1. This Undertaking is given to the ACMA by TAH on behalf of itself and its Subsidiaries (together referred to as **Tabcorp** in this undertaking).

3. Term of the Undertaking

- 3.1. This Undertaking commences when:
- 3.1.1. it has been executed by TAH;
 - 3.1.2. so executed, it has been accepted by the ACMA and written notification of that acceptance has been provided to TAH (**Commencement date**).
- 3.2. This Undertaking continues for a period of 18 months from the Commencement date or unless withdrawn by TAH, with the written consent of the ACMA, whichever is earlier.
- 3.3. This Undertaking may be varied by TAH with the written consent of the ACMA.
- 3.4. Any notice or approval required or permitted to be given by the ACMA under this Undertaking must be in writing and may be given by any ACMA Authority member or by any ACMA staff member who is a member of the Senior Executive Service.

4. Background

- 4.1. On 1 October 2025, the ACMA notified TAH of a final finding dated 30 September 2025 that Tabcorp had provided prohibited interactive gambling services to customers in Australia, in the form of an in-play betting service, in contravention of subsection 15(2A) of the IGA by accepting 426 online in-play bets across 32 tennis sporting events during the period 16 February 2024 to 25 June 2025.
- 4.2. TAH acknowledges the ACMA's findings.

5. Undertaking

- 5.1. Tabcorp undertakes to take the following specified actions with a view to ensuring that it complies with subsection 15(2A) of the IGA by not offering prohibited in-play betting services on tennis sporting events in the future.

6. Initial Review

- 6.1. Tabcorp undertakes to engage the Internal Audit Team within 10 business days of the Commencement Date to perform the Initial Review.
- 6.2. The Initial Review will involve consideration of:
- 6.2.1. the extent to which Tabcorp's existing monitoring controls are appropriate to detect prohibited online in-play bets being accepted on tennis sporting events;
 - 6.2.2. the extent to which Tabcorp's existing systems and controls (including any third party controls on which it relies) are appropriate to prevent the acceptance of prohibited online in-play bets on tennis sporting events; and
 - 6.2.3. review the design and planned implementation of Tabcorp's future-state Fixed Odds Host System (System) to determine the extent to which it will address any risk of Tabcorp accepting online in-play bets on tennis sporting events.
- 6.3. In performing the Initial Review, the Internal Audit Team may draw upon PwC for resourcing assistance to support the Internal Audit Team in delivering its internal audit activities. Where PwC is requested to support the Internal Audit Team with its

deliverables, this is to occur at the direction of the Internal Audit Team and in accordance with the Internal Audit Team's own processes and methodologies.

- 6.4. Tabcorp will require the Internal Audit Team to produce a report (the **Initial Review Report**) within 80 business days of its engagement, which sets out its findings in respect of the items in clause 6.2 and work with Tabcorp Management to develop Agreed Management Actions to address any identified detective or preventative control deficiencies within existing systems, or configuration issues with the System, to mitigate the risk of future in-play tennis incidents occurring, in line with the Tabcorp Internal Audit Methodology.
- 6.5. The Internal Audit Team will produce a copy of the Initial Review Report directly to the Tabcorp Board and the Tabcorp Audit (Board) Committee (chaired by a director of the Tabcorp Board) will present its findings direct to the Tabcorp Board.
- 6.6. Tabcorp will provide the Initial Review Report to ACMA within 20 business days of it being produced.

7. Implementation Plan

- 7.1. Within 80 business days of receiving the Initial Review Report, Tabcorp will:
 - 7.1.1. develop an Implementation Plan setting out the steps Tabcorp has taken, or will take, to implement the Agreed Management Actions as outlined in the Initial Review Report, including timeframes; and
 - 7.1.2. seek the approval of the Tabcorp Board for the Implementation Plan; and
 - 7.1.3. provide a copy of the Implementation Plan (as approved by the Tabcorp Board) to the ACMA, accompanied by the date the Implementation Plan was approved by the Tabcorp Board.
- 7.2. Tabcorp undertakes to comply with the approved Implementation Plan in accordance with the timeframes specified in the plan.
- 7.3. The approved Implementation Plan may be modified at any time subject to the ACMA's written approval. Any request for a modification must be made in writing to the ACMA.

8. QA Review

- 8.1. In line with the Tabcorp Internal Audit Methodology, the Internal Audit Team will:
 - 8.1.1. undertake an independent quality assurance review of Tabcorp's implementation of the Agreed Management Actions included in the Implementation Plan developed in clause 7.1; and
 - 8.1.2. prepare a report of the results of that review (**QA Report**), which includes a statement about whether they are satisfied that the Agreed Management Actions have been appropriately completed, and are effective, having regard to the need to ensure the risk of Tabcorp offering online prohibited in-play bets on tennis sporting events is mitigated.
- 8.2. This engagement is to commence within 20 business days after the due date of the final Agreed Management Action.
- 8.3. Tabcorp will provide a copy of the QA Report to the Tabcorp Board and the ACMA.

9. Staff training

- 9.1. Within 60 business days of receiving the Implementation Plan, Tabcorp undertakes to provide additional enhanced training to Tabcorp trading personnel responsible for

designing, implementing, administering and maintaining Tabcorp's systems and monitoring controls responsible for preventing the acceptance of online in-play bets on tennis sporting events.

- 9.2. Tabcorp undertakes to provide training similar to that described in clause 9.1 for the term of this undertaking, for new Tabcorp trading personnel who are responsible for designing, implementing, administering and maintaining Tabcorp's systems and monitoring controls for preventing the acceptance of online in-play bets on tennis sporting events within 60 business days of their commencement of such roles.
- 9.3. Tabcorp undertakes to repeat the training described in clause 9.1 on around a 6-monthly basis from the date of the Implementation Plan for the term of this undertaking.
- 9.4. Within 10 business days of the completion of the training referred to in clause 9.1, Tabcorp undertakes to provide the ACMA with written notice that this has been delivered.

10. Acknowledgment of publication/ Other matters

- 10.1. Tabcorp acknowledges that the ACMA may publish this undertaking.
- 10.2. The ACMA may, from time to time, make public comment about this Undertaking and its terms which includes issuing a media release upon its execution by the ACMA.
- 10.3. The ACMA may, from time to time, publicly report on compliance with this Undertaking.
- 10.4. The ACMA's acceptance of this Undertaking does not affect the ACMA's power to investigate and take compliance and enforcement action arising from conduct that is not the subject of this Undertaking or arising from future conduct.
- 10.5. This Undertaking in no way derogates from the rights and remedies available to any other person or entity arising from the alleged conduct, the subject of this Undertaking.

This Enforceable Undertaking is given to the Australian Communications and Media Authority (ACMA) and executed by Tabcorp Holdings Limited (ACN 063 780 709) pursuant to section 114 of the Regulatory Powers (Standard Provisions) Act 2014 (Cth).

Executed for and on behalf of
Tabcorp Holdings Limited by
its duly authorised officer:



Gillon McLachlan

Chief Executive Officer – Tabcorp Holdings Limited

Date: 22 January 2026

Accepted by the Australian
Communications and Media
Authority pursuant to section 114
of the Regulatory Powers (Standard Provisions) Act 2014 (Cth):



Name: CAROLYN LIDGERWOOD
Position: AUTHORITY MEMBER
Date: 27 JANUARY 2026