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Darran Broderick
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Network Rail Infrastructure Limited
Western House
1 Holbrook Way
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Jonathan James
Access Manager
MTR Corporation (Crossrail) Limited
63 St Mary Axe
London
EC3A 8NH

Dear Darran and Jonathan

Sixteenth supplemental agreement to the track access contract between Network Rail Infrastructure Limited (Network Rail) and MTR Corporation (Crossrail) Limited (Crossrail)

1. We have today approved the above supplemental agreement, submitted to us formally on 14 October 2020, following earlier informal submission for our review.

Purpose

2. The delay to the Crossrail Programme means that some amendments to the Firm Access Rights contained in the Crossrail Track Access Contract will be required. MTREL is seeking to extend the additional access rights that they hold between Westbourne Park Junction and Paddington main line station from SCD May 2021 until PCD December 2021.

Consultation

3. Network Rail undertook the consultation between 20 July and 20 August 2020. Transport Focus noted its support for the agreement.



4. GBRf raised some queries on the application Crossrail rights in the 15th and 16th supplemental agreements. These were not directly relevant to the two agreements and have been resolved to GBRf's satisfaction.

ORR review

5. The agreement is in line with the current requirements of the delayed Crossrail programme. As the opening continues to be delayed, we should expect further, similar interim, agreements.

6. Under clause 18.2.4 of the track access contract, Network Rail is required to produce a conformed copy, within 28 days of any amendment being made, and send copies to ORR and the Train Operator. ORR's copy should be sent for my attention.

7. In accordance with section 72 of the Act, we will place a copy of the approval notice and the agreement on our public register. Copies of this letter, the approval notice and the agreement will be sent to Keith Merritt at the Department for Transport and Peter Craig at Network Rail. Copies of this letter and the agreement will be placed on the ORR website.

Yours sincerely

John Trippier

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