

**Dominic Wall**  
Policy Executive  
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11 April 2022

Joanna Kinnish  
Customer Manager  
Network Rail Infrastructure Ltd  
12th Floor, 1 Stratford Place  
Montfitchet Road  
West Stratford City  
Greater London  
E20 1EJ

Suad Chowdhury  
Network Rail Relationship Manager  
Trenitalia c2c Ltd  
2nd Floor  
Cutlers Court  
115 Houndsditch  
London  
EC3A 7BR

Dear Joanna and Suad,

**Approval of the 13th supplemental agreement to the track access contract between Network Rail Infrastructure Limited and Trenitalia c2c Limited dated 3 March 2017**

We have today approved the above supplemental agreement submitted to us formally on 30 March 2022 under section 22 of the Railways Act 1993 (the Act). This follows an earlier informal submission of a draft agreement for our consideration. This letter explains the reasons for our decision.

**Purpose**

The purpose of this agreement is to grant Trenitalia c2c Limited extended access rights from Principal Change Date 2022 to Principal Change Date 2023 for weekend services between Barking and Liverpool Street station.

Trenitalia c2c Limited are also seeking an Expiry Date extension of the current Track Access Contract from the Principal Change Date 2022 to Principal Change Date 2023.

**Industry consultation**

Network Rail undertook the usual industry consultation between 11 January to 11 February 2022. Great Western Railway raised no objections and Transport Focus offered its support. No other comments were received.

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We have no outstanding consultation issues.

### **ORR review**

Our review of the application raised no operational, performance or economic concerns.

### **Our duties under section 4 of the Act and our decision**

We have concluded that approval of this supplemental agreement strikes the appropriate balance in discharging our statutory duties under section 4 of the Act; in particular, those relating to protecting the interests of users of railway services (section 4(1)(a)), promoting the use of the railway network for the carriage of passengers (section 4(1)(b)) and enabling persons providing railway services to plan their businesses with a reasonable degree of assurance (section 4(1)(g)).

### **Conformed copy of the track access agreement**

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. Please send the conformed copy to me at ORR.

### **Public register and administration**

Electronic copies of this letter, the approval notice and the agreement will be sent to the Department for Transport and Network Rail's Policy and Access Team. Copies of the approval notice and the agreement will be placed on ORR's public register (website) and copies of this letter and the agreement will be placed on the ORR website.

Yours sincerely

A handwritten signature in black ink, appearing to read 'D Wall', with a stylized flourish at the end.

**Dominic Wall**