

Jonathan Rodgers
Senior Executive
Telephone: 0207 282 3775
E-mail: jonathan.rodgers@orr.gov.uk



16 May 2022

Avni Depala
Franchise and Access Support Manager
Network Rail Infrastructure Ltd
Postbox 1, 1st Floor North
1 Puddle Dock
Blackfriars
London
EC4V 3DS

Mark Walker
Strategic Planning Manager
Arriva Rail London Ltd
Overground House
125 Finchley Road
London
NW3 6HY

Dear Avni and Mark

Approval of the 80th supplemental agreement to the track access contract between Network Rail Infrastructure Limited and Arriva Rail London Limited dated 9 November 2007

We have today approved the above supplemental agreement submitted to us formally on 13 May 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 extend Arriva Rail London Limited's existing firm rights for 4 trains per hour (tph) on the Watford Junction to London Euston route from Principal Change Date (PCD) 2022 to PCD 2025.

Industry consultation

Network Rail undertook the usual industry consultation, no objections or concerns were raised.



ORR review

Our review of the application raised no operational, performance or economic concerns. We made the parties aware of some drafting issues with the agreement and these were resolved by the time of the formal submission.

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 'Jonathan Rodgers'. The signature is fluid and cursive, with a long horizontal stroke at the end.

Jonathan Rodgers