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25 July 2022

Joanna Kinnish
Customer Manager
Network Rail Infrastructure Ltd
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Montfichet Road
London
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Ben Squire
Head of Planning and Performance
Trenitalia c2c Ltd
2nd Floor, Cutlers Court
115 Houndsditch
London
EC3A 7BR

Dear Joanna and Ben

Approval of the 15th 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 25 July 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 c2c the rights necessary to convert three ECS paths into passenger services and link them to shorter paths in order to create longer through services. These services were initially put in place by means of a General Approval and this supplemental agreement will make the amendments permanent. The rights are to commence on 11 August 2022 (the expiry date of the General Approval) and will expire on the Expiry Date or earlier termination of c2c's track access contract.

Industry consultation

Network Rail undertook the usual industry consultation. No comments, queries or objections were received.



ORR review

Our review of the application raised no operational, performance or economic concerns, and we identified no drafting issues.

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 'Louise Beilby', with a stylized flourish at the end.

Louise Beilby