

# Eighty-Fourth Supplemental Agreement

between

**NETWORK RAIL INFRASTRUCTURE LIMITED**

as Network Rail

and

**ARRIVA RAIL LONDON LIMITED**

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 9 November 2007

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**THIS EIGHTY-FOURTH SUPPLEMENTAL AGREEMENT** is dated 10 / 01 /2023  
and made

**BETWEEN:**

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London, NW1 2DN (“Network Rail”); and
- (2) **ARRIVA RAIL LONDON LIMITED**, a company registered in England under number 04165861, having its registered office at 1 Admiral Way, Doxford International Business Park, Sunderland, Tyne & Wear, SR3 3XP (the “Train Operator”).

**WHEREAS:**

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 9<sup>th</sup> November 2007 in a form approved by the Office of Rail and Road (“ORR”) pursuant to Section 18(7) of the Act, as amended by various supplemental agreements each in a form approved by ORR pursuant to Section 22 of the Act (which track access contract as subsequently amended is hereafter referred to as the “Contract”).
- (B) The parties propose to enter into this Supplemental Agreement in order to amend Appendix 1 of Schedule 8 within the Contract.

**IT IS HEREBY AGREED** as follows:

1. **INTERPRETATION**

In this Supplemental Agreement:

- (A) Words and expressions defined in and rules of interpretation set out in the Contract shall have the same meaning and effect when used in this Supplemental Agreement except where the context requires otherwise; and

2. **ORR GENERAL APPROVAL**

This Supplemental Agreement is entered into pursuant to the Passenger Access (Short Term Timetable and Miscellaneous Changes) General Approval 2009.

3. **AMENDMENTS TO THE CONTRACT**

- 3.1 Appendix 1 of Schedule 8, shall be deleted in its entirety and replaced by a new Appendix 1 as set out in the Appendix to this Supplemental Agreement

4. **GENERAL**

The Contract, as amended by this Supplemental Agreement, shall remain in full force and effect in accordance with its terms, and during the period in which the amendments made by this Supplemental Agreement are to have effect all references in the Contract to “the

contract", "herein", "hereof", "hereunder" and other similar expressions shall, unless the context requires otherwise, be read and construed as a reference to the Contract as amended by this Supplemental Agreement.

5. **THIRD PARTY RIGHTS**

No person who is not a party to this Supplemental Agreement shall have any right under the Contracts (Rights of Third Parties) Act 1999 to enforce any term of this Supplemental Agreement.

6. **LAW**


This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.

7. **COUNTERPARTS**

This Supplemental Agreement may be executed in any number of counterparts, each of which when executed and delivered shall constitute an original, but all the counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF Network Rail and the Train Operator have, by their duly authorised representatives, entered into this Supplemental Agreement on the date first above written.

**SIGNED** by  
duly authorised for and on behalf of  
**NETWORK RAIL  
INFRASTRUCTURE LIMITED**

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)  
) *PAUL HUTCHINGS*

**SIGNED** by  
duly authorised for and on behalf of  
**ARRIVA RAIL LONDON LIMITED**

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) **DocuSigned by:**  
) *Paul Hutchings*  
) 253FE83407974A8...  
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## Appendix

## Appendix 1 to Schedule 8

A	B	C	D	E	F	G	H		I	J	K
Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate	Performance Point	Payment Rate							
EK01 Orbitals Off-Peak	2019-20 Redacted	Redacted	Redacted	Redacted	18	60	204	Willesden-Kensington-Clapham Junction	Forward	WILLESDEN JN. HIGH LEVEL	Redacted
	204						Willesden-Kensington-Clapham Junction	Reverse	CLAPHAM JUNCTION	Redacted	
	214						Richmond-Stratford	Forward	CAMDEN ROAD	Redacted	
	214						Richmond-Stratford	Forward	STRATFORD	Redacted	
	214						Richmond-Stratford	Reverse	CAMDEN ROAD	Redacted	
	214						Richmond-Stratford	Reverse	RICHMOND	Redacted LEVEL	
	214						Richmond-Stratford	Reverse	WILLESDEN JN. HIGH	Redacted	
	921						Gospel Oak – Barking	Forward	BARKING	Redacted	
	921						Gospel Oak – Barking	Forward	SOUTH TOTTENHAM	Redacted	
	921						Gospel Oak – Barking	Reverse	SOUTH TOTTENHAM	Redacted	
921	Gospel Oak – Barking	Reverse	GOSPEL OAK	Redacted							

EK01 Orbitals Peak	2019-20 Redacted	Redacted	Redacted	Redacted	17	48	204	Willesden- Kensington- Clapham Junction	Forward	WILLESDEN JN. HIGH LEVEL	Redacted
	2020-21 Redacted						204	Willesden- Kensington- Clapham Junction	Reverse	CLAPHAM JUNCTION	Redacted
	2021-22 Redacted						214	Richmond- Stratford	Forward	CAMDEN ROAD	Redacted
	2022-23 Redacted						214	Richmond- Stratford	Forward	STRATFORD	Redacted
	2023-24 Redacted						214	Richmond- Stratford	Reverse	CAMDEN ROAD	Redacted
	Redacted						214	Richmond- Stratford	Reverse	RICHMOND	Redacted
	Redacted						214	Richmond- Stratford	Reverse	WILLESDEN JN. HIGH LEVEL	Redacted
	Redacted						921	Gospel Oak – Barking	Forward	BARKING	Redacted
	Redacted						921	Gospel Oak – Barking	Forward	SOUTH TOTTENHAM	Redacted
	Redacted						921	Gospel Oak – Barking	Reverse	SOUTH TOTTENHAM	Redacted
EK02 London – Watford (D.C Lines) Off-Peak	2019-20 Redacted	Redacted	Redacted	Redacted	30	80	216	London Euston - Watford Junction (D.C Lines)	Forward	HARROW & WEALDSTONE	Redacted
	2020-21 Redacted						216	London Euston - Watford Junction (D.C Lines)	Forward	WATFORD JUNCTION	Redacted
	2021-22 Redacted						216	London Euston - Watford Junction (D.C Lines)	Reverse	QUEENS PARK	Redacted
	2022-23 Redacted						216	London Euston - Watford Junction (D.C Lines)	Reverse	LONDON	Redacted
2023-24 Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	Redacted	

								Watford Junction (D.C Lines)		EUSTON	
EK02 London – Watford (D.C Lines) Peak	2019-20 Redacted	Redacted	Redacted	Redacted	30	80	216	London Euston - Watford Junction (D.C Lines)	Forward	HARROW & WEALDSTONE	Redacted
	2020-21 Redacted						216	London Euston - Watford Junction (D.C Lines)	Forward	WATFORD JUNCTION	Redacted
	2021-22 Redacted						216	London Euston - Watford Junction (D.C Lines)	Reverse	QUEENS PARK	Redacted
	2022-23 Redacted						216	London Euston - Watford Junction (D.C Lines)	Reverse	LONDON EUSTON	Redacted
EK03 East London Lines Off-Peak	2019-20 Redacted	Redacted	Redacted	Redacted	14	120	206	South London Lines	Forward	QUEENS ROAD PECKHAM	Redacted
	2020-21 Redacted						206	South London Lines	Reverse	CLAPHAM JUNCTION	Redacted
	2021-22 Redacted						215	East London Lines	Forward	NEW CROSS GATE	Redacted
	2022-23 Redacted						215	East London Lines	Forward	HIGHBURY AND ISLINGTON	Redacted
	2023-24 Redacted						215	East London Lines	Reverse	SYDENHAM	Redacted
							215	East London Lines	Reverse	CRYSTAL PALACE	Redacted
							215	East London Lines	Reverse	WEST CROYDON	Redacted
EK03 East London Lines Peak	2019-20 Redacted	Redacted	Redacted	Redacted	14	90	206	South London Lines	Forward	QUEENS ROAD PECKHAM	Redacted
	2020-21 Redacted						206	South London Lines	Reverse	CLAPHAM JUNCTION	Redacted
	2021-22 Redacted						215	East London Lines	Forward	NEW CROSS GATE	Redacted
	2022-23 Redacted										



	Redacted 2023-24 Redacted						215	East Lines	London	Forward	HIGHBURY AND ISLINGTON	Redacted
							215	East Lines	London	Reverse	SYDENHAM	Redacted
							215	East Lines	London	Reverse	CRYSTAL PALACE	Redacted
							215	East Lines	London	Reverse	WEST CROYDON	Redacted
EK04 ARL West Anglia Off-Peak	2019-20 Redacted 2020-21 Redacted 2021-22 Redacted 2022-23 Redacted 2023-24 Redacted	Redacted	Redacted	Redacted	36	180	234	London Liv St - Cheshunt/Enfield T		Forward	London Liverpool Street	Redacted
							234	London Liv St - Cheshunt/Enfield T		Reverse	Enfield Town	Redacted
							234	London Liv St - Cheshunt/Enfield T		Reverse	Cheshunt	Redacted
							235	London Liv St - Chingford		Forward	London Liverpool Street	Redacted
							235	London Liv St - Chingford		Reverse	Chingford	Redacted
EK04 ARL West Anglia Peak	2019-20 Redacted 2020-21 Redacted 2021-22 Redacted 2022-23 Redacted 2023-24 Redacted	Redacted	Redacted	Redacted	27	120	234	London Liv St - Cheshunt/Enfield T		Forward	London Liverpool Street	Redacted
							234	London Liv St - Cheshunt/Enfield T		Reverse	Enfield Town	Redacted
							234	London Liv St - Cheshunt/Enfield T		Reverse	Cheshunt	Redacted
							235	London Liv St - Chingford		Forward	London Liverpool Street	Redacted
							235	London Liv St - Chingford		Reverse	Chingford	Redacted
EK05 Romford -	2019-20 Redacted	Redacted	Redacted	Redacted	45	90	237	Romford - Upminster		Forward	Romford	Redacted

Upminster All Trains	2020-21 Redacted											
	2021-22 Redacted											
	2022-23 Redacted											
	2023-24 Redacted											
							237	Romford Upminster	-	Reverse	Romford	Redacted