

David Reed
Senior Executive, Access & Licensing



17 May 2023

Stephen Hatch
CCOS Regulation Manager
Rail for London (Infrastructure) Limited
5 Endeavour Square
London
E20 1JN

Emma Maynard
Contract Manager - Concession
MTR Corporation (Crossrail) Limited
63 St Mary Axe
London
EC3A 8NH

Dear Stephen and Emma

Approval of the third supplemental agreement to the track access contract (Passenger Services) between Rail for London (Infrastructure) Limited and MTR Corporation (Crossrail) Limited

We have today approved the above supplemental agreement submitted to us formally on 16 May 2023 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 provide the rights for MTR Corporation (Crossrail) Limited ("MTR") to run:

- 2 trains per hour all day through passenger services between Shenfield and Heathrow via the Pudding Mill Lane Junction Connection Point and Westbourne Park Junction Connection Point (i.e. through services from the Network Rail Anglia route to Western route); and
- 24 trains per hour in the morning and evening peaks.

Industry consultation

RfL undertook the usual industry consultation. No objections or queries were raised in response.

Head Office: 25 Cabot Square, London E14 4QZT: 020 7282 2000 orr.gov.uk



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, Rail for London (Infrastructure) Limited 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

Copies of the approval notice and the redacted agreement will be placed on ORR's public register (website) and copies of this letter and the redacted agreement will be placed on the ORR website.

Yours sincerely

A handwritten signature in black ink, appearing to read 'David Reed', is written over a light blue horizontal line.

David Reed