

**Louise Beilby**  
Senior Access Executive



3 July 2024

Eleanor Lloyd  
Franchise and Access Manager  
Network Rail Infrastructure Ltd  
1 Puddle Dock  
Queen Victoria Street  
London  
EC4V 3DS

Mark Walker  
Strategic Planning Manager  
Arriva Rail London Ltd  
Palestra  
197 Blackfriars Road  
London  
SW1 8NJ

Dear Eleanor and Mark

**Approval of the 90th supplemental agreement to the track access contract between Network Rail Infrastructure Limited (Network Rail) and Arriva Rail London Limited (trading as 'London Overground') dated 9 November 2007**

We have today approved the above supplemental agreement submitted to us formally on 28 June 2024 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 convert two existing late-night weekend Empty Coaching Stock (ECS) movements between Watford Junction and Willesden Junction into passenger services. This will extend the hours of service at some stations along the Watford lines and is intended improve the overall service level. The changes are proposed to commence on the Principal Change Date in December 2024 and will expire at the expiry date or earlier termination of London Overground's track access contract.

**Industry consultation**

Network Rail undertook the usual industry consultation between 16 May and 17 June. Three responses were received: 'no objection' comments from Great Western Railways and Transport Focus, and a response in support from London TravelWatch.

Head Office: 25 Cabot Square, London E14 4QZT: 020 7282 2000 [orr.gov.uk](http://orr.gov.uk)



## **ORR review**

Our review of the application raised no operational, performance or economic concerns. We identified some minor drafting issues, which were resolved prior to the agreement being formally submitted.

## **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 blue ink, appearing to read 'Louise Beilby', with a stylized flourish at the end.

**Louise Beilby**