

Gareth Clancy
Head of Access and Licensing

04 December 2024



Stuart Jones
Commercial & Revenue Director, First Rail
Grand Union Trains No. 2 Limited
The Point, 8th Floor, 37 North Wharf Road
London, W2 1AF

Dear Stuart,

Grand Union Trains No. 2 Limited Conditions Precedent

Thank you for your email of 29 November 2024 providing evidence in respect of the condition precedent set out in clause 3.8 of the Grand Union Trains No. 2 Limited (Grand Union) track access contract dated 13 June 2023 (the Contract) relating to rolling stock procurement.

Clause 3.8 of the Contract requires Grand Union to provide ORR with evidence that it has entered into a contract scheduled to expire on or after the Expiry Date, to procure a minimum of four new-build trains each with:

- (i) at least bi-mode power traction;
- (ii) capability to operate at 125mph on the Great Western Main Line, including installation of Automatic Train Protection (ATP); and
- (iii) capability to meet the Sectional Running Times (SRTs) for Class 80x rolling stock, including electric power traction where electrification is available, as proven by either of:
 - observed data from test runs under conditions agreed between Network Rail and the Train Operator;
 - modelling which passes Network Rail quality assurance.

We are satisfied that the evidence provided by Grand Union on 29 November 2024 meets these conditions. This letter should be taken as ORR's written confirmation for the

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purposes of clause 3.8.2 of the Contract that Grand Union has entered into such a contract.

I am copying this letter to Amanda Newton at Network Rail. We will be publishing this letter on our website.

Yours sincerely

Gareth Clancy