

106th Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

FIRST GREATER WESTERN LIMITED

as Train Operator

relating to the Track Access Contract (Passenger Services)
dated 4th March 2016

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THIS 106th SUPPLEMENTAL AGREEMENT is dated 2nd April 2025 and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at Waterloo General Office, London SE1 8SW (“Network Rail”); and
- (2) **FIRST GREATER WESTERN LIMITED**, (the “Train Operator”), a company registered in England under number 05113733 having its registered office at Milford House, 1 Milford Street, Swindon SN1 1HL.

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 4th March 2016 on terms approved, and pursuant to directions issued, by ORR under section 17 of the Act.
- (B) The parties enter into this Supplemental Agreement in order to make amendments to Schedule 5 Table 2.1 and Table 4.1

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;
- (B) “Effective Date” means the later of:
 - (i) the date upon which the Office of Rail and Road issues its approval, pursuant to Section 22 of the Act, of the terms of this Supplemental Agreement; and
 - (ii) 0200 hours on 18th May 2025.

2. EFFECTIVE DATE AND TERM

The amendments to the Contract pursuant to this Supplemental Agreement shall have effect from the Effective Date and expire on the expiry date or earlier termination of the Track Access Contract, except where earlier termination of rights is shown in the relevant footnote.

3. AMENDMENTS TO THE CONTRACT

- 3.1 In Schedule 5 Table 2.1, the entries for Service Groups EF01, EF11 and EF12 shall be deleted and replaced with the entries set out in Annex 1.
- 3.2 In Schedule 5 Table 2.2, the entries for Service group EF01, EF03, EF04, EF05, EF10, EF11 and EF13 shall be deleted and replaced with the entries set out in Annex 2.
- 3.3 In Schedule 5 Table 4.1, the entry for Service group EF04 shall be deleted and replaced with the entry set out in Annex 3.

4. GENERAL

The parties agree that 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” or, as the case may be, the “Agreement”, “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 two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS of which the duly authorised representatives of Network Rail and the Train Operator have executed this Supplemental Agreement on the date first above written.

SIGNED

Print
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED


by.....
name..... Marcus Jones

SIGNED

Print
Duly authorised for and on behalf of
FIRST GREATER WESTERN LIMITED


by.....
name..... Richard Rowland

Annex 1

Table 2.1: Passenger Train Slots

1						2					
Service Group EF01						Passenger Train Slots					
Service Description LONDON - BRISTOL						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
London Paddington	Bristol Temple Meads	Chippenham	EF01.101	25370002	800	0	2	20	22	21WP 19SP	12
Bristol Temple Meads	London Paddington	Chippenham	EF01.103	25370002	800	4	0	17	21	20WP 16SP	17
Bristol Temple Meads	London Paddington	Bristol Parkway	EF01.105	25370002	800	0	0	1	1	0	0
London Paddington	Weston-super-Mare	Chippenham	EF01.108	25370002	800	0	1	8	9	9WP 8 SP ⁴ 10 SP ⁵	6
Weston-super-Mare	London Paddington	Chippenham	EF01.110	25370002	800	2	0	6	8	8 WP 8 SP ⁴ 9 SP ⁵	7
London Paddington	Taunton	Chippenham and Weston-super-Mare	EF01.112	25370002	800	0	2	0	2	3	2
Taunton	London Paddington	Weston-super-Mare and Chippenham	EF01.113	25370002	800	0	0	1	1	3	1
Taunton	London Paddington	Weston-super-Mare and Chippenham	EF01.114 Fast	25370002	800	1	0	0	1	0	1
London Paddington	Exeter St Davids	Chippenham	EF01.115	25370002	800	0	0	0	0	1	0
Exeter St Davids	London Paddington	Chippenham	EF01.115	25370002	800	0	0	1	1	1	0
Exeter St Davids	London Paddington	Bristol Parkway	EF01.116 Fast	25370002	800	0	0	0	0	0	0

1						2					
Service Group EF01											
Service Description LONDON - BRISTOL						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Swindon	Bristol Temple Meads		EF01.117	25370002	800	0	0	0	0	1	0

Notes to Table:

1. Peak times – arriving London Paddington between 07.30 and 10.01, departing London Paddington between 16.30 and 19.00
2. Off-Peak times - arriving at and departing from a relevant station outside Peak times
3. Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”.
4. Expires on the Principal Change Date 2025
5. From the commencement of the Principal Change Date 2025

Table 2.1 Passenger Train Slots

1						2		
Service Group EF11								
Service Description EXETER SUBURBAN						Passenger Train Slots		
From	To	Via	Description	TSC	Timing Load	Weekday	Saturday	Sunday
Paignton	Exmouth		EF11.101	25462001 and 25482001	150	30	30	16
Exeter St. Davids	Exmouth		EF11.102	25482001	150	7	4	10
Barnstaple	Exeter Central		EF11.103	25480001 and 25482001	150	1	0	0
Barnstaple	Exeter St. Davids		EF11.104	25480001	150	3	3	3
Exmouth	Exeter St. Davids		EF11.105	25482001	150	3	4	10
Exmouth	Paignton		EF11.107	25482001 and 25462001	150	32	32	15
Exeter Central	Barnstaple		EF11.109	25482001 and 25480001	150	0	0	5
Exeter St Davids	Barnstaple		EF11.110	25480001	150	3	3	1
Paignton	Exeter St. Davids		EF11.111	25462001	150	5	4	1
Newton Abbot	Paignton		EF11.112	25462001	150	0	1WP 2SP	0
Paignton	Newton Abbot		EF11.112	25462001	150	0	2	0
Plymouth	Exeter St. Davids		EF11.113	25462001	150	12	10 WP 12SP	9
Exeter St. Davids	Paignton		EF11.114	25462001	150	3	3	1
Exeter St. Davids	Plymouth		EF11.116	25462001	150	13	13WP 14SP	6
Exeter Central	Paignton		EF11.119	25462001	150	0	0	1
Barnstaple	Exeter St James Park		EF11.120	25480001 and 25482001	150	13	14	10
Exeter St James Park	Barnstaple		EF11.121	25482001 and 25480001	150	14	14	7
Okehampton	Exeter St Davids		EF11.123	25480001	150	3	3	5

1						2		
Service Group EF11								
Service Description EXETER SUBURBAN						Passenger Train Slots		
From	To	Via	Description	TSC	Timing Load	Weekday	Saturday	Sunday
Okehampton	Exeter Central		EF11.124	25480001 and 25482001	150	12	12	8
Exeter St Davids	Okehampton		EF11.123	25480001	150	3	3	3
Exeter Central	Okehampton		EF11.124	25482001 and 25480001	150	12	12	10
Plymouth	Newton Abbot		EF11.117	25462001	150	0	0WP 1SP	0
Exeter St Davids	Plymouth		EF11.125	25397003	800	1 ¹	0	0
Exeter St Davids	Axminster		EF11.126	25482001	150	1	0	0

Notes to Table:

1. Applies five weeks in six, and not when footnote 15 to Table 2.2 provides a right.

Table 2.1 Passenger Train Slots

1						2		
Service Group EF12								
Service Description DEVON AND CORNWALL						Passenger Train Slots		
From	To	Via	Description	TSC	Timing Load	Weekday	Saturday	Sunday
Liskeard	Plymouth		EF12.101	25474001	150	1	0	0
Plymouth	Liskeard		EF12.102	25474001	150	1	0	0
Plymouth	Par		EF12.103	25474001	150	0	0WP 3SP	0
Penzance	Plymouth		EF12.104	25474001	150	22	19WP 18SP	12
Plymouth	Penzance		EF12.105	25474001	150	22	19WP 20SP	12
Penzance	Truro		EF12.106	25474001	150	1	1	0
St Erth	Par		EF12.108	25479001 and 25474001	150	0	0WP 1SP	0
Plymouth	Newquay		EF12.109	25474001 and 25477001	150	1SP	0WP 1SP	1 SP
Newquay	Plymouth		EF12.110	25477001 and 2547001	150	0	0WP 1SP	0
Plymouth	Gunnislake		EF12.110	25473001	150	9	8	5 1 SP
Gunnislake	Plymouth		EF12.111	25473001	150	9	8	5 1SP
Looe	Liskeard		EF12.112	25476001	150	15	15	8
Liskeard	Looe		EF12.113	25476001	150	15	15	8
Par	Newquay		EF12.114	25477001	150	8	7 WP 6SP	3WP 5SP
Newquay	Par		EF12.115	25477001	150	8	7WP 5SP	3WP 4SP
Par ¹	Newquay		EF12.114	25477001	150	7 WP, 6 SP	8 WP, 8 SP	6 WP, 5 SP
Newquay ¹	Par		EF12.115	25477001	150	7 WP, 6 SP	7 WP, 8 SP	6 WP, 5 SP

1						2		
Service Group EF12								
Service Description DEVON AND CORNWALL						Passenger Train Slots		
From	To	Via	Description	TSC	Timing Load	Weekday	Saturday	Sunday
Newquay ¹	Plymouth		EF12.110	25477001 and 2547001	150	0	1WP	0
Falmouth Docks	Truro		EF12.116	25478001	150	30	30	12
Truro	Falmouth Docks		EF12.117	25478001	150	30	30	12
Penzance	St. Ives		EF12.118	2547001 and 25479001	150	1	3	1
St. Ives	Penzance		EF12.119	25479001 and 2547001	150	1	3	1
St. Erth	St. Ives		EF12.120	25479001	150	27	23	18WP 19SP
St. Ives	St. Erth		EF12.121	25479001	150	27	23	18WP 19SP
Truro	Par		EF12.124	25474001	150	1	1	0

Notes to Table:

1. Applies from the later date of 1st October 2025 and the date the infrastructure intervention work between Par and Newquay to facilitate the Mid-Cornwall Metro service (as defined in Established Network Change NC/G1/2024/WEST/762) is first commissioned and available for use for the Services.

Annex 2

Table 2.2 Additional Passenger Train Slots

1					2		
Service Group EF01							
Service Description LONDON – BRISTOL					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Bristol Temple Meads	London Paddington		EF01.202	25370002	0	0	2 WP 1 SP
Bristol Temple Meads	Swindon	Chippenham	EF01.221 Bristol - Oxford	25370002	0	2 WP ¹	0
Swindon	Bristol Temple Meads	Chippenham	EF01.221 Oxford - Bristol	25370002	0	2 WP ¹	0
London Paddington	Taunton	Chippenham and Weston-super-Mare	EF01.222	25370002	0	1 ²	0
Taunton	London Paddington	Weston-super-Mare and Chippenham	EF01.223	25370002	0	1 ²	0
London Paddington	Exeter St Davids	Chippenham (non-stop from Bristol Temple Meads)	EF01.224	25370002	0	1 ²	0
London Paddington	Swindon	Direct	EF01.225	25370002	0	2 ²	3 ²
Exeter St Davids	London Paddington	Chippenham	EF01.226	25370002	0	0	1 ³

Notes to Table:

- 1: Applies from 14th September 2024 and expires on the Principal Change Date 2025. Only available as a through service with EF05.221.
- 2: Expires on the Principal Change Date in 2025.
- 3: Applies from the Principal Change Date in 2024 and expires on the Principal Change Date 2025

Table 2.2: Additional Passenger Train Slots ¹

1					2		
Service Group EF03							
Service Description LONDON - THE COTSWOLDS					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Cheltenham Spa	London Paddington		EF03.251	25390003	1 ¹	0	0
Gloucester	Swindon		EF03.252	25390003	0	0	1 ²
Cheltenham Spa	Swindon		EF03.253	25390003	0	1 ²	0
Moreton-in-Marsh	Evesham		EF03.254	25392003	1 ³	0	0

Notes to Table:

1 Applies from the Subsidiary Change Date in 2021

2 Expires on the Principal Change Date 2025

3 Applies from the Principal Change Date in 2024 and expires on the Principal Change Date 2025. Only available as a through service with EF03.121

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF04							
Service Description LONDON - WEST OF ENGLAND					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
London Paddington	Exeter St Davids	Hungerford, Castle Cary and Taunton	EF04.202	25397003	0	0	1 ²

Notes to Table:

1. Note used
2. Expires on the Principal Change date in 2025.

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF05							
Service Description OUTER LONDON					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Oxford	London Paddington		EF05.204 (Fast)	25507005	1 ²	0	0 WP 2 SP
London Paddington	Reading		EF05.207 Stopping	25506005	0	2	0
Reading	London Paddington		EF05.207 Stopping	25506005	1	0	0
Oxford	Swindon		EF05.221 Oxford - Bristol	25507005	0	2 WP ¹	0
Swindon	Oxford		EF05.221 Bristol - Oxford	25507005	0	2 WP ¹	0

Notes to table

1. Applies from 14th September 2024 and expires on the Principal Change Date 2025. Only available as a through service with EF01.221.
2. Expires on the Principal Change Date 2025

Table 2.2: Additional Passenger Train Slots ^{48th, 82nd, 87th, 96th}

1					2		
Service Group EF08							
Service Description THAMES VALLEY BRANCHES					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Twyford	Reading	-	EF08.202	25511007	0	1 ¹	0

Notes to Table:

1. Will not apply on dates routine maintenance access is planned.

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF10							
Service Description BRISTOL SUBURBAN					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Gloucester	Great Malvern		EF10.204	25484001	0	1 ⁴	0
Gloucester	Worcester Foregate Street	Gloucester	EF10.205	25484001	0	1 ⁴	0
Weston-super-Mare	Bristol Temple Meads		EF10.206	25467001	0	0	2 ⁴

Notes to Table:

1. Not used
2. Not used
3. Not used
4. Expires Principal Change date in 2025.

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF11							
Service Description EXETER SUBURBAN					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Exeter St. Davids	Exmouth		EF11.203	25482001	1 ²	0	0
Exmouth	Exeter St. Davids		EF11.204	25482001	1 ²	0	0
Exeter St Davids	Plymouth		EF11.226	25462001	1 ¹	0	0

Notes to Table:

1. Not used
2. one of this quantum is available 5 out of every 6 weeks only
3. Not used
4. Not Used
5. Applies one week in six, and not when footnote in Table 2.1 provides a right
6. Not used

Table 2.2: Additional Passenger Train Slots

1					2		
Service Group EF13							
Service Description SOUTH WALES - SOUTH COAST					Additional Passenger Train Slots		
From	To	Via	Description	TSC	Weekday	Saturday	Sunday
Fareham	Portsmouth and Southsea		EF13.201	25470001	0	1 ¹	0
Portsmouth Harbour	Cardiff Central		EF13.202	25470001	0	0	1
Portsmouth Harbour	Bristol Temple Meads		EF13.203	25470001	0	0	1
Salisbury	Bristol Temple Meads		EF13.204	25470001	1	0	0
Westbury	Salisbury		EF13.205	25470001	1	0	0
Bristol Temple Meads	Westbury		EF13.206	25471001	0	1 ²	0

Notes to Table:

1 Applies 6 weeks in 52 during each Principal and following Subsidiary Timetable combined, and not when footnote 3 to Table 2.1 provides a right.

2 Expires on the Principal Change date in 2025.

Annex 3

Table 4.1: Calling Patterns

1					2	3
Service Group EF 04						
Service Description LONDON – WEST OF ENGLAND						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
London Paddington	Plymouth	Castle Cary	EF04.101 and EF04.102	25397003	Reading, Taunton, Exeter St Davids	Newbury, Bedwyn Pewsey, Westbury, Castle Cary, Frome; Tiverton Parkway, Dawlish, Dawlish Warren; Teignmouth, Newton Abbot, Totnes; Ivybridge
Plymouth	London Paddington	Bristol Temple Meads	EF04.103 and EF04.104	25397003	Totnes, Newton Abbot, Exeter St Davids, Taunton, Bristol Temple Meads, Bath Spa, Chippenham, Swindon, Reading	Tiverton Parkway, Teignmouth, Dawlish, Didcot Parkway, London Waterloo, Basingstoke
London Paddington	Penzance	Castle Cary	EF04.105 and EF04.106	25397003	Reading, Taunton, Exeter St Davids, Plymouth, Liskeard, Bodmin Parkway, St Austell, Truro, Redruth	Newbury, Bedwyn, Pewsey, Tiverton Parkway, Teignmouth, Ivybridge, Newton Abbot, Totnes, Devonport, Saltash, St Germans, Menheniot, Lostwithiel, Par, Camborne, Hayle, St Erth
London Paddington	Penzance	Bristol Temple Meads	EF04.107 and EF04.108	25397003	Reading, Swindon, Bath Spa, Bristol Temple Meads, Taunton, Exeter St Davids, Totnes, Plymouth, Liskeard, Bodmin Parkway, Par, St Austell, Truro, Redruth, Camborne, St Erth	Didcot Parkway, Chippenham, Tiverton Parkway, Dawlish, Teignmouth, Newton Abbot, Ivybridge, Saltash, St Germans, Menheniot, Hayle
London Paddington	Paignton	Castle Cary	EF04.109 and EF04.110	25397003	Reading, Taunton, Exeter St Davids, Dawlish, Teignmouth, Newton Abbot, Torquay	Newbury, Pewsey, Hungerford, Bedwyn, Westbury, Castle Cary, Tiverton Parkway, Exeter St Thomas, Starcross, Dawlish Warren, Torre
London Paddington	Paignton	Bristol Temple Meads	EF04.112	25397003	Reading, Bristol Temple Meads, Weston-super-Mare, Taunton, Exeter St Davids, Torquay	Didcot Parkway, Swindon, Chippenham, Bath Spa, Tiverton Parkway, Dawlish Warren, Dawlish, Teignmouth, Newton Abbot, Torre
London Paddington	Exeter St Davids	Hungerford	EF04.113 and EF04.114 (Exeter Service)	25397003	Reading, , Thatcham, Newbury, Hungerford, , Westbury, Castle Cary, Taunton	Pewsey, Theale Bedwyn, Frome, Tiverton Parkway

1					2	3
Service Group EF 04						
Service Description LONDON – WEST OF ENGLAND						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
London Paddington	Exeter St Davids	Hungerford, Castle Cary and Taunton	EF04.202			Reading, Pewsey, Theale Bedwyn, Frome, Tiverton Parkway, Thatcham, Newbury, Hungerford, , Westbury, Castle Cary, Taunton
London Paddington	Taunton	Hungerford	EF04.116	25397003	Reading, Theale, Thatcham, Newbury, Hungerford, Pewsey, Westbury, Castle Cary,	Bedwyn, Frome
London Paddington	Frome	Newbury	EF04.117 and EF04.118	25397003	Twyford, Reading, Theale, Thatcham, Newbury, Hungerford, Bedwyn, Pewsey, Westbury	Reading West
London Paddington	Bristol Temple Meads	Newbury	EF04.119 (Westbury Service)	25397003	Newbury, Hungerford, Pewsey, Westbury, Trowbridge, Bradford-on-Avon	Maidenhead, Reading, Theale, Thatcham, Kintbury, Bedwyn, Bath Spa
London Paddington	Newquay	Hungerford	EF04.120 and EF04.121	25397003	Reading, Taunton, Exeter St Davids, Newton Abbot, Plymouth, Par	Newbury, Pewsey, Hungerford, Westbury, Castle Cary, Tiverton Parkway, Dawlish, Teignmouth, Totnes, Saltash, St Germans, Menheniot, Liskeard, Bodmin Parkway, Lostwithiel
London Paddington	Penzance	Plymouth	EF04.122 and EF04.123 (Sleeper Service)	25396003	Reading, Taunton, Exeter St Davids, Newton Abbot, Plymouth, Liskeard, Bodmin Parkway, Lostwithiel, Par, St Austell, Truro, Redruth, Camborne, Hayle, St Erth	Totnes
Exeter St Davids	Plymouth		EF04.125	25397003	Newton Abbot	
London Paddington	Westbury	Hungerford	EF04.127	25397003	Reading, Theale, Thatcham, Newbury, Kintbury, Hungerford, Bedwyn, Pewsey	

Notes to Table:

None.