



OFFICE OF RAIL AND ROAD

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4 October 2017

Janet Thurlington
Customer Manager
Network Rail Infrastructure Limited
Floor 4B, George Stephenson House
Toft Green
York
YO1 6JT

Rob Phillips
Financial Director
Arriva Rail North Limited
Northern House
9 Rougier Street
York
YO1 6HZ

Dear Janet and Rob

Consent to a supplement to the list of capacity charge rates: Arriva Rail North Limited (ARN)

1. We have consented to supplement the list of capacity charge rates in an application dated 30 August 2017 and re-submitted to us by the above on 27 September 2017 under Paragraph 9.4(c) of Part 2 of Schedule 7 to their track access contract.
2. The purpose of this application is to supplement the list of capacity charge rates to reflect the remapping of a services from First TransPennine Express Limited to ARN following the changes to both franchises on 1 April 2016.
3. There is no requirement for industry consultation in this matter as no other train or freight operating company are affected by the changes.
4. We reviewed the application and requested some more details to better understand the proposal. Network Rail provided this and we are satisfied that our approval is in accordance with Network Rail's guidance on supplementing the list of capacity charge rates.
5. Sub-paragraph 9.9 states that consent by ORR shall have effect from such date as ORR shall determine. The service codes became operational on 1 April 2016 and



therefore the application has been made for that date to apply to the effective date of the notice.

Yours sincerely

A handwritten signature in black ink, appearing to be "Michael Albon". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Michael Albon