

Elizabeth McLeod
Office of Rail and Road
One Kemble Street
London
WC2B 4AN

07 February 2017

Heathrow Airport Limited response to the ORR consultation: economic enforcement policy and penalties statement

Dear Ms McLeod

Firstly, I would like to thank you for the opportunity to respond to the ORR consultation on the economic enforcement policy and penalties statement (the "Consultation").

The Consultation documents state that ORR considers Heathrow Airport Limited ("Heathrow") to be a 'relevant operator' in respect of the Heathrow Spur. We do not agree that Heathrow is covered by the relevant provisions in the Railway (Access, Management and Licensing of Railway Undertakings) Regulations 2016 and accordingly do not agree that Heathrow is a 'relevant operator' for the purpose of the ORR's economic enforcement policy and penalties statement.

The point above notwithstanding, Heathrow would suggest that clarification of qualifying turnover is included within the final document. For example, only turnover relating to rail activities should be included within a calculation for the purposes of determining a penalty.

Yours sincerely



Chris Joyce
Head of Surface Access, Future Heathrow