

RAILWAYS ACT 1993

2013 PERIODIC REVIEW

**NOTICE OF AGREEMENT:
FREIGHT OPERATOR TRACK ACCESS AGREEMENTS**

TO: Each of the Train Operating Companies listed in the annex to this notice of agreement.

- 1 This notice of agreement is given under paragraph 5(1) of Schedule 4A to the Railways Act 1993 (the “**Act**”).
- 2 On 20 December 2013, the Office of Rail Regulation (“**ORR**”) gave a review notice entitled “Review Notice: Freight Operator Track Access Agreements” specifying the relevant changes (within the meaning of Schedule 4A to the Act) which ORR proposed to make for or in connection with giving effect to ORR’s conclusions on a review of:
 - (a) the amounts payable by Network Rail and each of the Train Operators to each other under each of the access agreements listed in Annex 1 to that review notice; and
 - (b) the times at which, and the manner in which, those amounts are payable,(the “**freight operator track access review notice**”).
- 3 Copies of the freight operator track access review notice were served on each of Network Rail Infrastructure Limited, the Secretary of State, the Scottish Ministers, the Treasury and the persons specified in Annex 1 to that notice.
- 4 The freight operator track access review notice specified that any objections by any persons specified in paragraph 4(4)(a) or (b) of Schedule 4A to the Act with respect to:
 - (a) any of the proposed relevant changes; or

(b) the date on which it is proposed that any of the proposed relevant changes should come into operation,

should be made in writing on or before 7 February 2014.

5 ORR hereby gives notice that no such objections have been made.



JOHN LARKINSON
For and on behalf of
THE OFFICE OF RAIL REGULATION
11 February 2014



ANNEX

Train Operator Name	Train Operator Company Number
Colas Rail Limited	02995525
DB Schenker Rail (UK) Limited	02938988
Devon & Cornwall Railways Limited	04973992
Direct Rail Services Limited	03020822
Europorte Channel SAS	518454-301
Freightliner Limited	03118392
Freightliner Heavy Haul Limited	03831229
GB Railfreight Limited	03707899
West Coast Railway Company Ltd	03066109