



OFFICE OF RAIL AND ROAD

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12 July 2018

Joanna Kinnish
Customer Manager
Network Rail Infrastructure Limited
Floor 12, One Stratford Place
1 Montfichet Road
London, E20 1EJ

Jonathan James
Access Manager
MTR Corporation Limited
63 St Mary Axe
London
EC3A 8NH

Dear Joe and Jonathan

Twelfth supplemental agreement to the track access contract between Network Rail Infrastructure Limited (Network Rail) and MTR Corporation Limited (Crossrail)

1. We have today approved the above supplemental agreement submitted to us formally on 4 July 2018.
2. The purpose of the agreement is to re-calibrate schedule 8 in order to facilitate the transfer of services from:
 - GWR (Service Group EE01) to MTR Crossrail (Service Group EX02) ;and,
 - Heathrow Connect (Service Group EF06) to MTR Crossrail (Service Group EX02).
3. We note that a consultation was not required in order to amend the contract in this way.
4. We reviewed the agreement and in exchanges between 15 and 28 June sought clarification from you on the reasons for the amendments and methodology used in the calculations. We did not require any changes to the agreement following this process.
5. Under clause 18.2.4 of the track access contract, Network Rail is required to produce a conformed copy, within 28 days of any amendment being made, and send copies to ORR and the Train Operator. ORR's copy should be sent for my attention.

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6. In accordance with section 72 of the Act, we will place a copy of the approval notice and the agreement on our public register. Copies of this letter, the approval notice and the agreement will be sent to Keith Merritt at the Department for Transport and Peter Craig at Network Rail. Copies of this letter and the agreement will be placed on the ORR website.

Yours sincerely

A handwritten signature in black ink, appearing to be 'John Trippier'.

John Trippier