



OFFICE OF RAIL AND ROAD

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20 July 2017

Jayne Tipton
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Rob Holder
Network Access Manager
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Dear Jayne and Rob

Tenth supplemental agreement to the track access contract between Network Rail Infrastructure Limited and First Greater Western Limited (GWR)

On 7 July we approved the above supplemental agreement submitted to us formally on 4 July 2017.

The Agreement created firm rights for services in the following groupings:

1. Maidenhead – London
2. Oxford – Didcot Parkway
3. Extension of the existing Worcester Foregate Street – Didcot Parkway, to commence from Oxford. This service has been operating under a General Approval with contingent rights since April 2017.
4. St Erth – Par
5. Plymouth – London Paddington

6. London Paddington – Penzance / Penzance – London Paddington
7. Exeter St. Davids – Newquay
8. Newquay – Plymouth
9. Truro – Falmouth

The usual industry consultation was carried out between 24 April and 22 May 2017. The Parties received one response, from Passenger Focus. Passenger Focus welcomed the additional journey opportunities that the Parties sought to introduce.

In considering the agreement and in reaching our decision, we have had to weigh and strike the appropriate balance in discharging our statutory duties under section 4 of the Act. We have concluded that approval of this supplemental agreement is consistent with our section 4 duties, in particular those relating to protecting the interests of users of railway services (section 4(1)(a)), promoting the use of the railway network for the carriage of passengers (section 4(1)(b)) and enabling persons providing railway services to plan their businesses with a reasonable degree of assurance (section 4(1)(g)).

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.

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 read 'John Trippier', with a horizontal line underneath.

John Trippier