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Georgina Collinge
Customer Relationship Executive – Freight
Network Rail Infrastructure Limited
Floor 4B
George Stephenson House
York, YO1 6JT

Dear Georgina and Nigel,

Consent to a supplement to the Track Usage Price List: FCAA vehicles

1. The Office of Rail and Road (**ORR**) has today issued a Notice of Consent to a supplement to the Track Usage Price List, submitted to us jointly by Network Rail Infrastructure Limited (**Network Rail**) and DB Cargo (UK) Limited (**DBC**) on 28 March 2019 under paragraph 2.2.7 of Schedule 7 of the Track Access Contract between Network Rail and DBC. This letter sets out the reasons for our decision.

Purpose of the change

2. The purpose of the supplement is to amend the Freight Variable Usage Charge (**VUC**) rates section of the Track Usage Price List to include FCAA vehicle type conveying steel.

ORR review

3. The parties have told us that FCAA vehicles are not on the Control Period 5 (**CP5**) price list for steel. As the new VUC has been agreed between the parties and calculated using the agreed CP5 VUC calculator, we have not re-checked the vehicle characteristics used and are content with the values proposed.
4. If the parties wish to include a rate for these vehicles in the Track Usage Price List for Control Period 6 (**CP6**), they will need to submit a new supplement to the price list for CP6 from 1 April 2019. This consent only supplements the CP5 price list. The parties have confirmed to us that they understand this.
5. These amendments shall have retrospective effect from the first date these vehicles were used on the Network or 1 April 2014, whichever date is later.

Yours sincerely

Katherine Goulding

