

Seventy Fifth Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

ABELLIO EAST ANGLIA LIMITED

as Train Operator

Relating to the Track Access Contract dated December
10th 2004

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THIS SEVENTY-FIFTH SUPPLEMENTAL AGREEMENT is dated 29 / 11 / 2019 and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, ("Network Rail"), a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London, NW1 2DN, and
- (2) **ABELLIO EAST ANGLIA LIMITED**, (the "Train Operator"), a company registered in England under number 07861414 having its registered office at St Andrew's House, 2nd Floor, 18-20 St Andrew's Street, London, EC4A 3AG

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 10th December 2004 in a form approved by the Office of Rail and Road pursuant to section 18(7) of the Act, as amended by various supplemental agreements each in a form approved by ORR pursuant to section 22 of the Act and subsequently assigned pursuant to Section 12(2) of the Railways Act (2005) (which track access contract is hereafter referred to as the "Contract").
- (B) The parties now propose to enter into this Supplemental Agreement in order to amend the Contract as described herein.

IT IS HEREBY AGREED as follows:

1. **INTERPRETATION**

In this Supplemental Agreement:

- (A) Words and expressions defined in and rules of interpretation set out in the Contract shall have the same meaning and effect when used in this Supplemental Agreement except where the context requires otherwise;
- (B) "Effective Date" means the later of:
 - (1) 02.00 15 December 2019; and
 - (2) the date upon which the ORR issues its approval pursuant to section 22 of the Act of the terms of this Supplemental Agreement.

2. **EFFECTIVE DATE AND TERM**

The amendments to the Contract pursuant to this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect on the expiry or earlier termination of the Contract.

3. **AMENDMENTS TO SCHEDULE 5**

3.1 Schedule 5 of the Contract shall be amended as follows:

3.2 In Table 2.1 'Passenger Train Slots' tables EB05 Anglia Locals, EB06 West Anglia Outer and the footnotes to Table 2.1 shall be deleted in their entirety and replaced with the versions contained in the Appendix 1 to this Supplemental Agreement.

3.3 In Table 4.1 'Calling Patterns' for EB06 West Anglia Outer shall be deleted in its entirety and replaced with the version contained in the Appendix 2 to this Supplemental Agreement.

3.4 In paragraph 2.3 (b) delete the words "Not used." and insert the words "Contingent Rights to combine Passenger Train Slots at Cambridge as detailed in the footnotes to Table 2.1."

4. **EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT**

The Contract, as amended by this Supplemental Agreement, shall remain in full force and effect in accordance with its terms, and during the period in which the amendments made by this Supplemental Agreement are to have effect all references in the Contract to "the contract", "herein", "hereof", "hereunder" and other similar expressions shall, unless the context requires otherwise, be read and construed as a reference to the Contract as amended by this Supplemental Agreement.

5. **THIRD PARTY RIGHTS**

No person who is not a party to this Supplemental Agreement shall have any right under the Contracts (Rights of Third Parties) Act 1999 to enforce any term of this Supplemental Agreement.

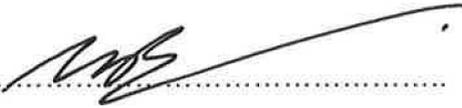
6. **LAW**

This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.

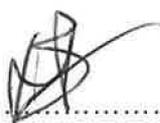
7. **COUNTERPARTS**

This Supplemental Agreement may be executed in two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS whereof the duly authorised representatives of Network Rail and the Train Operator have executed this Supplemental Agreement on the date first above written

SIGNED by 

Print name MARK BUDDEN
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED

SIGNED by 

Print name JAMIE BURLES
Duly authorised for and on behalf of
ABELLIO EAST ANGLIA LIMITED

APPENDIX 1

Table 2.1: Passenger Train Slots

1						2					
Service Group EB05 Anglia Locals											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Ipswich	Lowestoft	Direct	Stopping (EB05.1)	21891002	170	n/a	n/a	n/a	15	16	13
Saxmundham	Lowestoft	Direct	Stopping (EB05.14)	21891002	170	n/a	n/a	n/a	1	0	0
Ipswich	Saxmundham	Direct	Stopping (EB05.2)	21891002	170	n/a	n/a	n/a	1	0	0
Ipswich	Felixstowe	Direct	Stopping (EB05.3)	21893002	153	n/a	n/a	n/a	18	17	11 ^f
Ipswich	Peterborough	Soham	Semi fast (EB05.4)	21894002	170	n/a	n/a	n/a	8 ^f	8 ^f	5 ^f & e
Ipswich	Cambridge	Newmarket	Stopping (EB05.5)	21894002	153	n/a	n/a	n/a	17	17	14
Ipswich	Bury St Edmunds	Direct	Stopping (EB05.6)	21894002	153	n/a	n/a	n/a	1	1	0
Ipswich	Harwich International	Direct	Fast (EB05.7)	21894002	153	n/a	n/a	n/a	1	1	2
Norwich	Lowestoft	Reedham	Stopping (EB05.8)	21895002	156	n/a	n/a	n/a	19	18	15
Norwich	Great Yarmouth	Acle	Stopping (EB05.9)	21896002	156	n/a	n/a	n/a	19	19	8
Norwich	Great Yarmouth	Reedham	Stopping (EB05.10)	21896002	156	n/a	n/a	n/a	3 ^l	3 ^g	8
Norwich	Sheringham	Cromer	Stopping (EB05.11)	21897002	156	n/a	n/a	n/a	18	18	13
Norwich	Cambridge	Thetford	Semi fast (EB05.13)	21899002	170	n/a	n/a	n/a	17 ^m	17 ^m	12 ^m
Lowestoft	Ipswich	Direct	Stopping (EB05.1)	21891002	170	n/a	n/a	n/a	17	16	13
Saxmundham	Ipswich	Direct	Stopping (EB05.2)	21891002	170	n/a	n/a	n/a	0	0	0

1						2					
Service Group EB05 Anglia Locals											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Felixstowe	Ipswich	Direct	Stopping (EB05.3)	21893002	153	n/a	n/a	n/a	18	17	11 ^f
Peterborough	Ipswich	Soham	Semi fast (EB05.4)	21894002	170	n/a	n/a	n/a	8 ^f	8 ^f	5 ^{f&e}
Cambridge	Ipswich	Newmarket	Stopping (EB05.5)	21894002	153	n/a	n/a	n/a	17	17	14
Bury St Edmunds	Ipswich	Direct	Stopping (EB05.6)	21894002	153	n/a	n/a	n/a	2	1	0
Harwich International	Ipswich	Direct	Fast (EB05.7)	21894002	153	n/a	n/a	n/a	1	1	1
Lowestoft	Norwich	Reedham	Stopping (EB05.8)	21895002	156	n/a	n/a	n/a	20	18	15
Great Yarmouth	Norwich	Acle	Stopping (EB05.9)	21896002	156	n/a	n/a	n/a	19	18	7
Great Yarmouth	Norwich	Reedham	Stopping (EB05.10)	21896002	156	n/a	n/a	n/a	4 ^l	4 ^g	9
Sheringham	Norwich	Cromer	Stopping (EB05.11)	21897002	156	n/a	n/a	n/a	18	18	13
Cromer	Norwich	Direct	Stopping (EB05.12)	21897002	156	n/a	n/a	n/a	1	0	0
Cambridge	Norwich	Thetford	Semi fast (EB05.13)	21899002	170	n/a	n/a	n/a	17 ^m	17 ^m	13 ^m

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Liverpool Street	Kings Lynn	Brimsgate	Semi fast (EB06.7)	Off-Peak: 21915000 Peak: 25913000 ⁱ	317	n/a	2	1	3	0	0
Liverpool Street	Ely	Brimsgate	Stopping (EB06.6)	21913000	317	n/a	0	1	1	0	0
Liverpool Street	Cambridge	Brimsgate	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	317	n/a	5	6	11	2	1
Liverpool Street	Cambridge	Brimsgate	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	317	n/a	1	6	7	2	3
Liverpool Street	Cambridge North	Brimsgate	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	317	n/a	2	21	23	34	27
Liverpool Street	Stansted Airport	Brimsgate	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	379	n/a	12	62	74	74	73
Liverpool Street	Stansted Airport	Southbury	Fast (EB06.5)	21911000	379	n/a	0	2	2 ⁱ	2	0
Liverpool Street	Bishops Stortford	Brimsgate	Stopping (EB06.1)	21913000	317	n/a	0	1 ^j	1	2	2
Cambridge	Cambridge North	Direct	Non stop (EB06.12)	21913000	317	n/a	n/a	5	5	0	1

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Cambridge	Ely	Direct	Non stop (EB06.12)	21915000	317	n/a	n/a	2	2	0	0
Bishops Stortford	Cambridge	Direct	Stopping (EB06.8)	21913000	317	n/a	n/a	1	1	0	0
Kings Lynn	Liverpool Street	Brimsdwn	Semi fast (EB06.7)	25913000 ^h	317	2	n/a	0	2	0	0
Ely	Liverpool Street	Brimsdwn	Stopping (EB06.6)	25913000	317	2	n/a	0	2	0	0
Cambridge	Liverpool Street	Brimsdwn	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	317	4	n/a	5	9	1	2
Cambridge	Liverpool Street	Brimsdwn	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	317	4	n/a	1	5	2	4
Cambridge	Liverpool Street	Southbury	Stopping (EB06.5)	21913000	317	0	n/a	0	0	1	0
Cambridge North	Liverpool Street	Southbury	Stopping (EB06.5)	21913000	317	0	n/a	1	1		0
Cambridge North	Liverpool Street	Brimsdwn	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	317	n/a	n/a	25	25	33	24
Stansted Airport	Liverpool Street	Brimsdwn	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	379	12	n/a	60	72	73	69

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Stansted Airport	Liverpool Street	Southbury	Stopping (EB06.5)	21911000	379	0	n/a	4	4	2	4
Bishops Stortford	Liverpool Street	Brimsdwn	Stopping (EB06.1)	21913000	317	n/a	n/a	1 ^k	1	2	1
Cambridge North	Bishops Stortford	Direct	Stopping (EB06.17)	21913000	317	n/a	n/a	0	0	0	1
Cambridge North	Stratford	Brimsdwn	Stopping (EB06.18)	21913000	317	n/a	n/a	0	0	0	1
Cambridge	Stansted Airport	Direct	Stopping (EB06.11)	21913000	317	n/a	n/a	9 ^o	9 ^o	16 ^o	15 ^o
Stansted Airport	Cambridge	Direct	Stopping (EB06.11)	21913000	317	n/a	n/a	9 ^o	9 ^o	16 ^o	15 ^o
Cambridge	Stratford	Brimsdwn	Stopping (EB06.11)	21913000	317	n/a	n/a	1	1	0	0
Ely	Cambridge	Direct	Semi fast (EB06.6)	21915000	317	n/a	n/a	0	0	0	0
Cambridge	Bishops Stortford	Direct	Stopping (EB06.8)	21913000	317	n/a	n/a	1	1 ⁿ	1	0

Notes to Table:

¹ Passenger Train Slots listed under the sub-headings "Peak times" and "Off-Peak times" are the constituent parts of, and are not in addition to, those listed under the sub-heading "Weekday".

^a In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Ipswich with an Ipswich to Peterborough Passenger Train Slot from Service Group EB05.

^b In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Ipswich with a Peterborough Passenger Train Slot from Service Group EB05.

^c In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Norwich with a Norwich to Great Yarmouth Passenger Train Slot from Service Group EB05.

^d In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Norwich with a Great Yarmouth to Norwich Passenger Train Slot from Service Group EB05.

^e Plus one additional Passenger Train Slot in between May-September inclusive.

^f In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Ipswich with a Liverpool Street/Colchester to Ipswich Passenger Train Slot from Service Group EB03.

^g Plus six additional Passenger Train Slots between May-September inclusive.

^h TSC between Cambridge, Ely and Kings Lynn is 25915000 at all times.

ⁱ The Train Operator shall be entitled to operate this service on Mondays only and one Passenger Train Slot on Fridays only.

^j The Train Operator shall be entitled to operate this service on Monday to Thursday only.

^k The Train Operator shall be entitled to operate this service on Tuesday, Wednesday and Thursday only.

^l Plus four additional Passenger Train Slots on Mondays and Fridays only between May-September inclusive.

ⁿ The Train Operator shall be entitled to operate this service on Fridays only.

^m In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Cambridge with a Cambridge to Stansted Airport Passenger Train Slot from Service Group EB06.

^o In order to provide through Services, these Passenger Train Slots may be Scheduled so as to combine at Cambridge with a Cambridge to Norwich Passenger Train Slot from Service Group EB05.

APPENDIX 2

Table 4.1: Calling Pattern

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Kings Lynn	Brimsgate	Semi fast (EB06.7)	Off-Peak: 21913000 Peak: 25915000	Tottenham Hale, Broxbourne, Harlow Town, Bishops Stortford, Audley End, Whittlesford Parkway, Cambridge, Waterbeach, Ely, Littleport, Downham Market, Watlington	Sawbridgeworth
Liverpool Street	Cambridge	Brimsgate	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	Lea Bridge, Hackney Downs
Liverpool Street	Cambridge	Brimsgate	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Broxbourne, Harlow Town, Bishops Stortford, Audley End, Whittlesford Parkway	Cheshunt, Sawbridgeworth
Liverpool Street	Cambridge North	Brimsgate	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford, Cambridge, Cambridge North	Stratford, Lea Bridge, Hackney Downs
Liverpool Street	Stansted Airport	Brimsgate	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	Tottenham Hale	Cheshunt, Harlow Town, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet
Liverpool Street	Stansted Airport	Southbury	Fast (EB06.5)	21911000	N/A	Seven Sisters

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Bishops Stortford	Brimsgate	Stopping (EB06.1)	21913000	Hackney Downs, Tottenham Hale, Ponders End, Brimsgate, Enfield Lock, Waltham Cross, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth	Stratford, Lea Bridge
Liverpool Street	Bishops Stortford	Southbury	Stopping (EB06.5)	21912000	Hackney Downs, Seven Sisters, Edmonton Green, Southbury, Turkey Street, Theobalds Grove, Cheshunt, Broxbourne, Harlow Town	N/A
Liverpool Street	Ely	Brimsgate	Stopping (EB06.6)	21913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford, Cambridge, Cambridge North, Waterbeach	N/A
Stratford	Cambridge	Brimsgate	Stopping (EB06.11)	21913000	Tottenham Hale, Cheshunt, Roydon, Broxbourne, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	Lea Bridge
Stratford	Bishops Stortford	Brimsgate	Stopping (EB06.16)	21913000	Lea Bridge, Tottenham Hale, Cheshunt, Broxbourne, Harlow Town, Sawbridgeworth,	Roydon, Harlow Mill
Cambridge	Ely	Direct	Non-stop (EB06.12)	21915000	N/A	N/A
Bishops Stortford	Cambridge	Direct	Stopping (EB06.8)	21913000	Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	N/A

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Cambridge North	Stratford	Brimsgate	Stopping (EB06.18)	21913000	Cambridge, Shelford, Whittlesford Parkway, Great Chesterford, Audley End, Newport, Elsenham, Stansted Mountfitchet, Bishops Stortford, Sawbridgeworth, Harlow Mill, Harlow Town, Roydon, Broxbourne, Cheshunt, Tottenham Hale	Lea Bridge
Cambridge	Stansted Airport	Direct	Stopping (EB06.11)	21913000	Audley End, Whittlesford Parkway	N/A