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21 April 2020

Dear Georgina and Nigel,

CONSENT TO SUPPLEMENT THE CP6 TRACK USAGE PRICE LIST – BAAM AND FQAI WAGON TYPES

1. The Office of Rail and Road has today issued two Notices of Consent to Supplement the Track Usage Price List, as submitted to us by DB Cargo (UK) Limited and Network Rail Infrastructure Limited on 16 April 2020 under paragraph 2.2.7 of Schedule 7 of the track access contract between the parties. This letter sets out the reasons for our decision.

Purpose of the change

2. The purpose of the Supplements is to amend the Variable Usage Charge (VUC) rates section of the Track Usage Price List, for the purpose of the track access contract, to include BAAM vehicle type in the steel commodity group (Tare only); and FQAI wagons in the domestic intermodal and enterprise groups.

ORR review

3. These vehicles are not on the CP6 pricelist for the commodities concerned. The BAAM wagon has a loaded price in the CP6 VUC Price List but not an empty price. The new CP6 VUC rates have been agreed between the parties using data from various appropriate sources and calculated using the CP6 VUC calculator.

4. These amendments shall have retrospective effect from the first date these vehicles were used on the network or 1 April 2019, whichever date is later.

Yours sincerely

S Jones

Steve Jones