

# Eighty Second 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  
10<sup>th</sup> 2004

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**THIS EIGHTY-SECOND SUPPLEMENTAL AGREEMENT** is dated 1 June 2020 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, 2<sup>nd</sup> Floor, 18-20 St Andrew's Street, London, EC4A 3AG

**WHEREAS:**

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 10<sup>th</sup> 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 31 May 2020; 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 4**

3.1 'Annex B to Part 3 of Schedule 4 – Lookup Table for EBM Weights' of the Contract shall be deleted in its entirety and replaced with the version contained in the Appendix to this Supplemental Agreement.

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.....Ellie Burrows.....  
Duly authorised for and on behalf of  
**NETWORK RAIL INFRASTRUCTURE LIMITED**



SIGNED by.....

Print name..... M Dolphin.....  
Duly authorised for and on behalf of  
**ABELLIO EAST ANGLIA LIMITED**

**APPENDIX**

**Annex B to Part 3 of Schedule 4 – Lookup Table for EBM Weights**

Viable Transfer Point [VTP]	Viable Transfer Point [VTP]	Applicable Infrastructure Rules	Other Operating Rules	S4CS Code	Description of Possession Response	Comments	Service Group	% Applicable	FULL Bus Replacement (100%)				PARTIAL Bus Replacement (50% x X%)					EBMs Total	
									From	To	Miles	Trains	From	To	Miles	Trains	% Trains		No Bus Replacement (0%)
EA1480 / EA1490 Sheringham Branch																			
Sheringham (SHM)	Cromer (CMR)			EB001	Full bus replacement Sheringham to Cromer (trains restart at Cromer).		EB05	100%	SHM	CMR	4							0	
Cromer (CMR)	North Walsham (NWA)			EB002	Full bus replacement Sheringham to North Walsham (trains restart at North Walsham).		EB05	100%	SHM	CMR	4						0		
												EB05							100%
North Walsham (NWA)	Norwich (NRW)			EB003	Full bus replacement Sheringham to Norwich.		EB05	100%	SHM	CMR	4						0		
												EB05							100%
							EB05	100%	NWA	NRW	16						0		
EA1500 / EA1510 Great Yarmouth Branch																			
Norwich (NRW)	Acle (ACL)	If Norwich to Great Yarmouth via Reedham is available		EB004	Trains divert via Berney Arms. Partial bus replacement running Norwich-Lingwood-Acle-Great Yarmouth.		EB05	100%					NRW	GYM	18.25		100%	0	
Norwich (NRW)	Acle (ACL)	If Norwich to Great Yarmouth via Reedham is NOT available		EB005	Full bus replacement Norwich to Great Yarmouth.		EB05	100%	NRW	GYM	18.25						0		
Acle (ACL)	Great Yarmouth (GYM)	If Norwich to Great Yarmouth via Reedham is available		EB006	Trains divert via Berney Arms. Partial bus replacement running Norwich-Lingwood-Acle-Great Yarmouth.		EB05	100%					NRW	GYM	18.25		100%	0	
				EB007	Full bus replacement		EB05	100%	NRW	GYM	18.25						0		

		Great Yarmouth via Reedham is NOT available			Norwich to Great Yarmouth.																	
EA1470 / EA1430 Norwich / Ipswich to Lowestoft																						
Norwich (NRW)	Lowestoft (LWT)			EB008	Full bus replacement Norwich to Lowestoft.		EB05	100%	NRW	LWT	23.5								0			
Lowestoft (LWT)	Beccles (BCC)			EB009	Full bus replacement Lowestoft to Beccles (trains restart at Beccles).		EB05	100%	LWT	BCC	8.75								0			
Beccles (BCC)	Halesworth (HAS)			EB010	Full bus replacement Lowestoft to Halesworth (trains restart at Halesworth).		EB05	100%	LWT	BCC	8.75								0			
							EB05	100%	BCC	HAS	8.25										0	
Halesworth (HAS)	Saxmundham (SAX)	If Saxmundham to Woodbridge is available		EB011	Full bus replacement Lowestoft to Saxmundham (trains restart at Saxmundham).		EB05	100%	LWT	BCC	8.75								0			
							EB05	100%	BCC	HAS	8.25										0	
							EB05	100%	HAS	SAX	9.5											0
			If Saxmundham to Woodbridge is NOT available		EB012	Full bus replacement Halesworth to Ipswich (trains restart at Halesworth and Ipswich).		EB05	100%	HAS	SAX	9.5								0		
								EB05	100%	SAX	WDB	12.25										0
								EB05	100%	WDB	IPS	10.25										
Saxmundham (SAX)	Woodbridge (WDB)			EB013	Full bus replacement Saxmundham to Ipswich (trains restart at Saxmundham and Ipswich).		EB05	100%	SAX	WDB	12.25								0			
							EB05	100%	WDB	IPS	10.25										0	
Woodbridge (WDB)	Ipswich (IPS)			EB014	Full bus replacement Woodbridge to Ipswich (trains restart at Woodbridge and Ipswich).		EB05	100%	WDB	IPS	10.25								0			
EA1440 Felixstowe Branch																						
Felixstowe (FLX)	Ipswich (IPS)			EB015	Full bus replacement Felixstowe to		EB05	100%	FLX	IPS	15.75								0			



						EB05	100%	TTF	BND	7.25								0			
		if possession extends only to Thetford Eastwards		EB023	Full bus replacement Thetford to Cambridge (trains restart at Thetford).		EB05	100%	TTF	BND	7.25							0			
									EB05	100%	TTF	BND	7.25							0	
									EB05	100%	BND	ELY	15.25							0	
									EB05	100%	ELY	CBG	14.75							0	
Brandon (BND)	Ely (ELY)			EB024	Full bus replacement Brandon to Cambridge (trains restart at Brandon).		EB05	100%	BND	ELY	15.25							0			
									EB05	100%	ELY	CBG	14.75						0		
Ely (ELY)	Cambridge North (CMB)			EB025	Full bus replacement Ely to Cambridge North (Norwich services), or Kings Lynn to Cambridge North (West Anglia services)		EB05	100%	ELY	CMB	14.5							0			
									EB06	100%	KLN	ELY	26.5						0		
									EB06	100%	ELY	CMB	14.5							0	
Cambridge North (CMB)	Cambridge (CBG)			EB025.5	Full bus replacement Cambridge North to Cambridge.		EB05	100%	CMB	CBG	3.9							0			
									EB06	100%	CMB	CBG	3.9							0	
EA1162 Kings Lynn branch																					
Kings Lynn (KLN)	Ely (ELY)			EB026	Full bus replacement Ely to Kings Lynn. Trains restart at Ely.		EB06	100%	KLN	ELY	26.5								0		
EA1560 / EA1540 / EA1530 Peterborough / Cambridge - Bury St Edmunds - Ipswich																					
Peterborough (PBO)	Ely (ELY)			EB027	Full bus replacement Peterborough to Ely (trains restart at Ely).		EB05	100%	PBO	ELY	29.25								0		
Ely (ELY)	Bury St Edmunds (BSE)			EB028	Full bus replacement Ely to Bury St Edmunds (trains restart at Bury St Edmunds). **Also consider Dullingham to Bury St Edmunds**		EB05	100%	ELY	BSE	24.5								0		
Bury St Edmunds (BSE)	Stowmarket (SMK)			EB029	Full bus replacement Bury St Edmunds to Ipswich (trains restart at Bury St Edmunds and Ipswich). **Also consider Diss		EB05	100%	BSE	SMK	14.25								0		
									EB05	100%	SMK	IPS	12								0





Chelmsford (CHM)	Ingatestone (INT)	Sundays Only			to Ingatestone (IC services). Boat Train (EB04) replaced by bus throughout from HPQ to LST.	EB04	100%	MKT	WTM	8.25							0		
						EB04	100%	WTM	CHM	8.75							0		
						EB04	100%	CHM	INT	6.25							0		
						EB04 (Boat Train)	100%	HPQ	LST	75.5							0		
		Weekdays	EB043			Full bus replacement Colchester to Ingatestone (all services). Boat Train (EB04) replaced by bus throughout from HPQ to LST.	EB03	100%	COL	MKT	5							0	
							EB03	100%	MKT	WTM	8.25							0	
							EB03	100%	WTM	CHM	8.75							0	
							EB03	100%	CHM	INT	6.25							0	
							EB04	100%	COL	MKT	5							0	
							EB04	100%	MKT	WTM	8.25							0	
EB04	100%						WTM	CHM	8.75							0			
EB04	100%						CHM	INT	6.25							0			
				EB04 (Boat Train)	100%	HPQ	LST	75.5							0				
Ingatestone (INT)	Shenfield (SNF)			EB044	Full bus replacement Ingatestone to Stratford (EB03 and EB04). Boat Train (EB04) replaced by bus throughout from HPQ to LST.														
						EB03	100%	INT	SNF	3.25							0		
						EB03	100%	SNF	SRA	19.5							0		
						EB04	100%	INT	SNF	3.25							0		
						EB04	100%	SNF	SRA	19.5							0		
						EB04 (Boat Train)	100%	HPQ	LST	75.5							0		
Shenfield (SNF)	Stratford (SRA)	All 4 lines blocked		EB046	Full bus replacement Ingatestone to Stratford (EB03 and EB04). Full bus replacement Billericay to Stratford (EB02). Boat Train (EB04) replaced by bus throughout from HPQ to LST. Southend Airport express service 1K50 – 04:30/04:35 (LST to SIA), and 1K61 – 23:59 (SIA to LST) replaced by	EB02	100%	BIC	SNF	4							0		
						EB02	100%	SNF	SRA	19.5							0		
						EB03	100%	INT	SNF	3.25							0		
						EB03	100%	SNF	SRA	19.5							0		
						EB04	100%	INT	SNF	3.25							0		
						EB04	100%	SNF	SRA	19.5							0		
						EB04 (Boat Train)	100%	HPQ	LST	69							0		
						EB02 (Southend Airport express)	100%	SIA	LST	40							0		

					bus throughout from SIA to LST.																			
		2 tracks available		EB047	No bus replacement - revised timetable in use.																			
Stratford (SFA)	London Liverpool Street (LST)	2 tracks available		EB051	No bus replacement - revised timetable in use																			
		All 4 lines blocke		EB052	No bus replacement - passengers use LUL. Other than the following trains: 1Y35, 2K67,1P73 SUN & BH and 1F66, 2K42,2K44 MO (also TO following a BH). Boat Train (EB04) replaced by bus throughout from HPQ to LST. Southend Airport express service 1K50 – 04:30/04:35 (LST to SIA), and 1K61 – 23:59 (SIA to LST) replaced by bus throughout from SIA to LST.																			
						EB02	100%	SRA	LST	4.5												0		
						EB03	100%	SRA	LST	4.5														0
						EB04	100%	SRA	LST	4.5														0
EB04(Boat Train)	100%	HPQ	LST	69															0					
					EB02 (Southend Airport express)	100%	SIA	LST	40											0				
EA1090 / EA1100 / EA1110 Walton and Clacton Branches																								
Colchester (COL)	Colchester Town (CET)			EB053	Full bus replacement Colchester to Colchester Town, trains restart Colchester Town																			
						EB03	100%	COL	CET	2.25												0		
Colchester Town (CET)	Thorpe-le-Soken (TLS)			EB054	Full bus replacement Colchester to Clacton and Walton																			
						EB03	100%	COL	CET	2.25												0		
						EB03	100%	CET	TLS	12.5													0	
						EB03	100%	TLS	CLT	4.75														0
																				0				
Thorpe-le-Soken (TLS)	Clacton-on-Sea (CLT)			EB055	Full bus replacement Thorpe-le-Soken to Clacton. Trains restart at Thorpe-le-Soken.																			
						EB03	100%	TLS	CLT	4.75													0	
Thorpe-le-Soken (TLS)	Walton-on-the-Naze (WON)			EB056	Full bus replacement Walton-on-the-Naze to Thorpe-le-Soken. Trains restart at																			
						EB03	100%	TLS	WON	5													0	



	(SOV)				Victoria. Trains restart at Hockley. Southend Airport express service 1K50 – 04:30/04:35 (LST to SIA), and 1K61 – 23:59 (SIA to LST) replaced by bus throughout from SIA to LST.		EB02 (Southend Airport express)	100%	SIA	LST	40						0		
Wickford (WIC)	Southminster (SMN)			EB063	Full bus replacement Wickford to Southend Victoria and Wickford to Southminster. Trains restart at Wickford.		EB02	100%	WIC	HOC	7						0		
							EB02	100%	HOC	SOV	5.5					0			
							EB02	100%	WIC	SMN	16.5					0			
EA1160 / EA1161 / EA1220 London Liverpool Street to Cambridge via Tottenham Hale																			
London Liverpool Street (LST)	Tottenham Hale (TOM)	If possession blocks Liverpool Street to Bethnal Green East Jn		EB066	Partial bus replacement Liverpool Street to Tottenham Hale, passengers also use LUL. Trains restart at Tottenham Hale. ***Also consider Liverpool Street to Seven Sisters and Liverpool Street to Walthamstow Central***		EB06	100%					LST	TO M	6		100%	0	
							EB07	100%					LST	TO M	6		100%	0	
		If possession blocks Bethnal Green East Jn to Hackney Downs North Jn		EB067	Trains diverted via Stratford. Partial bus replacement Liverpool Street to Tottenham Hale, passengers also use LUL. ***Also consider Liverpool Street to Seven Sisters and Liverpool Street to Walthamstow Central***		EB06	100%						LST	TO M	6		100%	0
							EB07	100%					LST	TO M	6		100%	0	
	If possession blocks Hackney Downs North Jn to Tottenham Hale		EB068	Trains diverted via Seven Sisters. No bus replacement as passengers from stations between Tottenham Hale and Cheshunt can walk to stations on the Seven Sisters line. ***Also consider Liverpool Street to Walthamstow Central and Stratford to Tottenham Hale***															
	Tottenham Hale (TOM)	Waltham Cross			EB069	Trains diverted via Seven Sisters. No													





EA1162 / EA1190 London Liverpool Street to Cheshunt and Enfield Town via Seven Sisters																	
London Liverpool Street (LST)	Seven Sisters (SVS)	If possession blocks Liverpool Street to Bethnal Green East Jn		EB080	No bus replacement - passengers use LUL/local buses. ***Also consider Liverpool Street to Tottenham Hale and Liverpool Street to Walthamstow Central***												
		If possession blocks Bethnal Green East Jn to Hackney Downs North Jn		EB081	No bus replacement - trains diverted to Stratford/Liverpool Street via the Lea Valley. ***Also consider Liverpool Street to Tottenham Hale and Liverpool Street to Walthamstow Central***												
		If possession blocks Hackney Downs North Jn to Seven Sisters		EB082	EB06 services diverted via Tottenham Hale. ***Also consider Liverpool Street to Tottenham Hale and Liverpool Street to Walthamstow Central***		EB07	100%	LST	SVS	5.5						0
Seven Sisters (SVS)	Cheshunt (CHN)			EB084	No bus replacement - Passengers use stations on Tottenham Hale to Cheshunt route or the Seven Sisters to Enfield bus (See EB081). ***Also consider Seven Sisters to Waltham Cross and Cheshunt if possession North of Cheshunt Junction***												
EA1280 / EA1300 Stratford Lea Valley Services																	
Stratford (SFA)	Seven Sisters (SVS)		If Liverpool Street is available	EB085	Trains diverted to Liverpool Street, no bus replacement.												

