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16 July 2020

Nicholas Rowe  
Programme Manager  
Amey Keolis Infrastructure/  
Seilwaith Amey Keolis Limited  
Transport for Wales  
CVL Infrastructure Depot  
Treforest Industrial Estate  
Pontypridd  
CF37 5UT

Chris Dellard  
Network Access Strategy Manager  
Keolis Amey Operations (TfW Rail Services)  
Floor 1, St Patrick's House  
27 Penarth Road  
Cardiff  
CF10 5ZA

Dear Nicholas and Chris

**Approval of the First supplemental agreement to the track access contract between Amey Keolis Infrastructure / Seilwaith Amey Keolis Limited (CVL IM) and Keolis Amey Operations (TfW Rail Services) (TfW)**

1. We have today approved the above supplemental agreement submitted to us formally on 10 June 2020 under section 22 of the Railways Act 1993 (the Act). This followed an earlier informal submission of a draft agreement for our consideration. This letter explains our decision.

2. The purpose of this agreement is to allow TfW to run additional Sunday services, as set out below. The services were originally intended to be introduced for the May 2020 timetable change date, although a significant number of TfW services are currently not operating due to the Covid -19 pandemic. A corresponding amendment was made to TfW's track access contract with Network Rail for services which cross the boundary.

- 0847 Treherbert to Cardiff Central
- 1526 Cardiff Central to Merthyr Tydfil
- 1638 Merthyr Tydfil to Cardiff Central
- 1905 Cardiff Central to Rhymney
- 2010 Rhymney to Cardiff Central
- 2035 Cardiff Central to Caerphilly
- 2110 Caerphilly to Cardiff Central

3. CVL IM undertook the usual industry consultation. Transport Focus and a number of operators responded to the consultation to confirm either that they supported the application or had no objections. No concerns were raised.
4. Our own review did not identify any operational or performance concerns with the application. We had some queries regarding minor discrepancies in the agreement and after discussion with the parties it was amended appropriately.
5. 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)).
6. 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. Please send the conformed copy to me at ORR.
7. Electronic copies of this letter, the approval notice and the agreement will be sent to Keith Merritt at Department for Transport and to Peter Craig at Network Rail. Copies of the approval notice and the agreement will be placed on ORR's public register and 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 'Jonathan Rodgers', with a long horizontal flourish extending to the right.

**Jonathan Rodgers**