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11 February 2009

Addressees – list attached

Dear colleague

Periodic review 2008 – notice(s) of agreement

The enclosed notice(s) of agreement is/are given to you under paragraph 5 of Schedule 4A to the Railways Act 1993. Service of these notices is the second of three steps in the process of the implementation of our 2008 periodic review (PR08) following service of the relevant review notices on 18 December 2008. The review notices gave until 5 February 2009 for objections to be made by any person specified in paragraph (4)(a) or (b) of Schedule 4A. As the notices of agreement state we have not received any such objection.

Under paragraph 6 of Schedule 4A, each beneficiary listed in the annex to the relevant notice of agreement now has the right to give notice that it will terminate any relevant access agreement. A termination notice may not be given after 11 March 2009. If there are no such terminations, we must then give a review implementation notice. A review implementation notice contains directions to the parties to the relevant access agreements to make the relevant changes, thus implementing the conclusions of PR08. Further information about the practical steps you need to take following the giving of the review implementation notice will be provided when it is given to you.

If you have any questions about the enclosed notice of agreement or the procedure which is being followed please contact me.¹

Yours sincerely

A handwritten signature in blue ink that reads 'Paul McMahon'.

Paul McMahon

¹ Our letter of 18 December 2008 on implementation which accompanied (and refers to) the review notices is available at http://www.rail-reg.gov.uk/upload/pdf/pr08_imp_covlet_181208.pdf. More background on the implementation process is provided in chapter 29 of our determination, which is available at <http://www.rail-reg.gov.uk/upload/pdf/383.pdf>.

Franchised Passenger Operators
Arriva Trains Wales limited
C2C Rail Limited
The Chiltern Railway Company Limited
East Midlands Trains Limited
First Capital Connect Limited
First Greater Western Limited
First ScotRail Limited
First/Keolis Transpennine Limited
London & Birmingham Railway Limited
London & South Eastern Railway Limited
London Eastern Railway Limited
London Overground Rail Operations Ltd
Merseyrail Electrics 2002 Limited
NXEC Trains Limited
Northern Rail Limited
New Southern Railway Limited
Stagecoach South Western Trains
West Coast Trains Limited
XC Trains Limited
Freight
Advenza Freight Limited
Colas Rail Limited
Direct Rail Services Limited
English Welsh & Scottish Railway Limited*
Fastline Limited
Freight Europe (UK) Limited
Freightliner Heavy Haul Limited
Freightliner Ltd
GB Railfreight
SNCF - Société Nationale des Chemins de fer Français
West Coast Railway Company Limited
Serco Rail
Open Access
Grand Central Railway Company Limited
Heathrow Express Operating Company Limited
Hull Trains Company Limited
Wrexham, Shropshire & Marylebone Railway Company Limited
Other
London & Continental Railways Limited
Network Rail Infrastructure Limited
Government Departments
Secretary of State
Transport Scotland
HM Treasury
Scottish Ministers
Transport for London
Department For Transport
Mersey Travel (Merseyside Passenger Transport Executive)
Welsh Assembly Government

*now known as DB Schenker Rail (UK) Limited