

## **Annex B – ORR’s Proposed Decision Criteria for Consultation**

### **4.6 The Decision Criteria**

- 4.6.1 Where Network Rail is required to decide any matter in this Part D its objective shall be to share capacity on the Network in the most efficient and economical manner in the overall interest of users, providers, potential providers and funders of railway services (“the Objective”).
- 4.6.2 In achieving the Objective, Network Rail shall apply any or all of the considerations in paragraphs (a)-(j) below (“the Considerations”) in accordance with Condition D4.6.3 below:
- (a) safety;
  - (b) maintaining and renewing the capability of the Network and securing its development, improvement and enlargement;
  - (c) that the spread of services throughout the day reflects demand;
  - (d) maintaining and improving train service performance;
  - (e) that journey times are as short as possible;
  - (f) maintaining and improving an integrated system of transport for passengers and goods;
  - (g) the commercial interests of Network Rail (apart from the terms of any maintenance contract entered into or proposed by Network Rail) or any Timetable Participant, of which Network Rail is aware;
  - (h) that, as far as possible, International Paths included in the New Working Timetable at D-48 are not subsequently changed;
  - (i) the effect on the environment; and
  - (j) avoiding changes, as far as possible, to a Strategic Train Slot other than changes which are consistent with the intended purpose of the Strategic Path to which the Strategic Train Slot relates.
- 4.6.3 When applying the Considerations, Network Rail must consider which of them is or are relevant to the particular circumstances and apply those it has identified as relevant so as to reach a decision which is fair and is not unduly discriminatory as between any individual affected Timetable Participants or as between any individual affected Timetable Participants and Network Rail. Where, in light of the particular circumstances, Network Rail considers that application of two or more of the relevant Considerations will lead to a conflicting result then it

must decide which of them is or are the most important in the circumstances and when applying it or them, do so with appropriate weight.

4.6.4 The Objective and the Considerations together form the Decision Criteria.