

70th Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

FIRST GREATER WESTERN LIMITED

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 4th March 2016

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THIS 70TH SUPPLEMENTAL AGREEMENT is dated 30th March 2021 and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London NW1 2DN (“Network Rail”); and
- (2) **FIRST GREATER WESTERN LIMITED**, (the “Train Operator”), a company registered in England under number 05113733 having its registered office at Milford House, 1 Milford Street, Swindon SN1 1HL.

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 4th March 2016 on terms approved, and pursuant to directions issued, by ORR under section 17 of the Act which has been amended by various Supplemental Agreements, each in a form approved by ORR pursuant to section 22 of the Act (the “Contract”).
- (B) The parties propose to enter into this Supplemental Agreement in order to amend Appendix 1 of Schedule 8 within the Track Access Contract to reflect revised berthing offsets in service groups EF01, EF07, EF08, EF10, and EF13.

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 0200hrs on 1st April 2021.

2. EFFECTIVE DATE AND TERM

The amendments made to the Contract as set out in this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect at the Expiry Date or earlier termination of the Contract.

3. ORR – GENERAL APPROVAL

This Supplemental Agreement is entered into pursuant to the Passenger Access (Short Term Timetable and Miscellaneous Changes) General Approval 2009.

4. AMENDMENTS TO THE CONTRACT

- 4.1 Appendix 1 of Schedule 8 shall be deleted in its entirety and replaced with the entry set out in Annex 1.

5. GENERAL

The parties agree that 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" or, as the case may be, the "Agreement", "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.

6. 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.

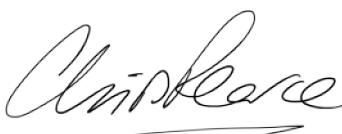
7. LAW

This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.

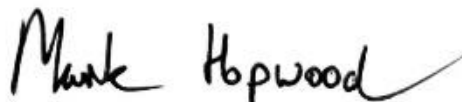
8. COUNTERPARTS

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 of which 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...Chris Pearce.....
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED

SIGNED
by.....

Print name.....Mark Hopwood
Duly authorised for and on behalf of
FIRST GREATER WESTERN LIMITED

ANNEX 1

APPENDIX 1 OF SCHEDULE 8

A	B		C	D	E	F	G	H		I	J	K
Service Group	Network Rail			TOC		Cancellation Minutes	Cap	Service code		Direction	Monitoring Point	Weighting
	Performance Point		Payment Rate	Performance Point	Payment Rate							
EF01	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	45	180	370	London Paddington - Bristol/Weston SM/Exeter	Forward	London Paddington	[redacted]
London - Bristol	2020-21	[redacted]						370	London Paddington - Bristol/Weston SM/Exeter	Forward	Chippenham	[redacted]
All Trains	2021-22	[redacted]						370	London Paddington - Bristol/Weston SM/Exeter	Forward	Reading	[redacted]
	2022-23	[redacted]						370	London Paddington - Bristol/Weston SM/Exeter	Forward	Swindon	[redacted]
	2023-24	[redacted]						370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Bristol Temple Meads	[redacted]
								370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Weston-super-Mare	[redacted]
								370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Exeter St Davids	[redacted]
								370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Bath Spa	[redacted]
								370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Reading	[redacted]

							370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Swindon	[redacted]	
							370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Taunton	[redacted]	
							370	London Paddington - Bristol/Weston SM/Exeter	Forward	Bristol Parkway	[redacted]	
							370	London Paddington - Bristol/Weston SM/Exeter	Reverse	Bristol Parkway	[redacted]	
EF02	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	52	270	375	London Paddington - Cardiff/Swansea	Forward	London Paddington	[redacted]
London – South	2020-21	[redacted]						375	London Paddington - Cardiff/Swansea	Forward	Reading	[redacted]
Wales	2021-22	[redacted]						375	London Paddington - Cardiff/Swansea	Reverse	Bristol Parkway	[redacted]
All Trains	2022-23	[redacted]						375	London Paddington - Cardiff/Swansea	Reverse	Cardiff Central	[redacted]
	2023-24	[redacted]						375	London Paddington - Cardiff/Swansea	Reverse	Carmarthen	[redacted]
								375	London Paddington - Cardiff/Swansea	Reverse	Reading	[redacted]
								375	London Paddington - Cardiff/Swansea	Reverse	Swansea	[redacted]
								375	London Paddington - Cardiff/Swansea	Reverse	Swindon	[redacted]
EF03	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	68	270	390	London Paddington - Swindon - Cheltenham	Forward	London Paddington	[redacted]

London - Cotswolds All Trains	2020-21	[redacted]						390	London Paddington - Swindon - Cheltenham	Forward	Reading	[redacted]
	2021-22	[redacted]						390	London Paddington - Swindon - Cheltenham	Forward	Swindon	[redacted]
	2022-23	[redacted]						390	London Paddington - Swindon - Cheltenham	Reverse	Cheltenham Spa	[redacted]
	2023-24	[redacted]						390	London Paddington - Swindon - Cheltenham	Reverse	Gloucester	[redacted]
								390	London Paddington - Swindon - Cheltenham	Reverse	Reading	[redacted]
								390	London Paddington - Swindon - Cheltenham	Reverse	Swindon	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Forward	London Paddington	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Forward	Worcester Shrub Hill	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Forward	Oxford	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Forward	Reading	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Moreton-in- Marsh	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Worcester Shrub Hill	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Great Malvern	[redacted]

								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Hereford	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Oxford	[redacted]
								392	London Paddington - Oxford - Worcester - Hereford	Reverse	Reading	[redacted]
EF04 London – West of England All Trains	2019-20 2020-21 2021-22 2022-23 2023-24	[redacted] [redacted] [redacted] [redacted] [redacted]	[redacted]	[redacted]	[redacted]	85	270	397	London Paddington - Plymouth/Penzance	Forward	London Paddington	[redacted]
								397	London Paddington - Plymouth/Penzance	Forward	Exeter St Davids	[redacted]
								397	London Paddington - Plymouth/Penzance	Forward	Reading	[redacted]
								397	London Paddington - Plymouth/Penzance	Forward	Plymouth	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Westbury	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Exeter St Davids	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Penzance	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Paignton	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Plymouth	[redacted]
								397	London Paddington - Plymouth/Penzance	Reverse	Reading	[redacted]

							396	Sleepers	Forward	London Paddington	[redacted]	
							396	Sleepers	Forward	Plymouth	[redacted]	
							396	Sleepers	Reverse	Plymouth	[redacted]	
							396	Sleepers	Reverse	Penzance	[redacted]	
EF05	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	35	186	506	London Paddington - Oxford (stopping services)	Forward	Reading	[redacted]
Outer Thames	2020-21	[redacted]						506	London Paddington - Oxford (stopping services)	Forward	Oxford	[redacted]
Valley - London	2021-22	[redacted]						506	London Paddington - Oxford (stopping services)	Reverse	London Paddington	[redacted]
Off-Peak	2022-23	[redacted]						506	London Paddington - Oxford (stopping services)	Reverse	Reading	[redacted]
	2023-24	[redacted]						506	London Paddington - Oxford (stopping services)	Forward	Didcot Parkway	[redacted]
								506	London Paddington - Oxford (stopping services)	Reverse	Didcot Parkway	[redacted]
								507	London Paddington - Oxford/Banbury	Forward	Reading	[redacted]
								507	London Paddington - Oxford/Banbury	Forward	Oxford	[redacted]
								507	London Paddington - Oxford/Banbury	Reverse	London Paddington	[redacted]
								507	London Paddington - Oxford/Banbury	Reverse	Reading	[redacted]

							517	London Paddington - Bedwyn/Newbury	Forward	Newbury	[redacted]
							517	London Paddington - Bedwyn/Newbury	Forward	Reading	[redacted]
							517	London Paddington - Bedwyn/Newbury	Forward	Bedwyn	[redacted]
							517	London Paddington - Bedwyn/Newbury	Reverse	London Paddington	[redacted]
							517	London Paddington - Bedwyn/Newbury	Reverse	Reading	[redacted]
EF05 Outer Thames Valley - London Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	30	150	506	London Paddington - Oxford (stopping services)	Forward	Reading	[redacted]
							506	London Paddington - Oxford (stopping services)	Reverse	London Paddington	[redacted]
							506	London Paddington - Oxford (stopping services)	Reverse	Reading	[redacted]
							506	London Paddington - Oxford (stopping services)	Forward	Didcot Parkway	[redacted]
							507	London Paddington - Oxford/Banbury	Forward	Reading	[redacted]
							507	London Paddington - Oxford/Banbury	Forward	Oxford	[redacted]
							507	London Paddington - Oxford/Banbury	Reverse	London Paddington	[redacted]
							507	London Paddington - Oxford/Banbury	Reverse	Reading	[redacted]

							517	London Paddington - Bedwyn/Newbury	Forward	Newbury	[redacted]
							517	London Paddington - Bedwyn/Newbury	Forward	Reading	[redacted]
							517	London Paddington - Bedwyn/Newbury	Forward	Bedwyn	[redacted]
							517	London Paddington - Bedwyn/Newbury	Reverse	London Paddington	[redacted]
							517	London Paddington - Bedwyn/Newbury	Reverse	Reading	[redacted]
EF06 Inner Thames Valley - London Off-Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	30	120	516	London Paddington - Henley/Reading	Forward	Maidenhead	[redacted]
	2020-21 [redacted]						516	London Paddington - Henley/Reading	Forward	Reading	[redacted]
	2021-22 [redacted]										
	2022-23 [redacted]										
	2023-24 [redacted]										
EF06 Inner Thames Valley - London Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	18	90	516	London Paddington - Henley/Reading	Forward	Maidenhead	[redacted]
	2020-21 [redacted]						516	London Paddington - Henley/Reading	Forward	Reading	[redacted]
	2021-22 [redacted]										
	2022-23 [redacted]										
	2023-24 [redacted]										

EF07 Reading & Oxford Suburban All Trains	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	55	270	513	Oxford - Reading (stopping services)	Forward	Didcot Parkway	[redacted]
	2020-21	[redacted]						513	Oxford - Reading (stopping services)	Forward	Oxford	[redacted]
	2021-22	[redacted]						513	Oxford - Reading (stopping services)	Reverse	Didcot Parkway	[redacted]
	2022-23	[redacted]						513	Oxford - Reading (stopping services)	Reverse	Reading	[redacted]
	2023-24	[redacted]						514	Oxford - Banbury/Stratford Upon Avon	Forward	Banbury	[redacted]
								514	Oxford - Banbury/Stratford Upon Avon	Reverse	Oxford	[redacted]
								518	Reading - Basingstoke	Forward	Basingstoke	[redacted]
								518	Reading - Basingstoke	Reverse	Reading	[redacted]
								519	Reading - Newbury - Bedwyn	Forward	Newbury	[redacted]
								519	Reading - Newbury - Bedwyn	Forward	Bedwyn	[redacted]
								519	Reading - Newbury - Bedwyn	Reverse	Newbury	[redacted]
								519	Reading - Newbury - Bedwyn	Reverse	Reading	[redacted]
								524	Oxford - Worcester - Hereford	Forward	Worcester Shrub Hill	[redacted]
								524	Oxford - Worcester - Hereford	Forward	Moreton-in-Marsh	[redacted]

							524	Oxford - Worcester - Hereford	Reverse	Moreton-in-Marsh	[redacted]	
							524	Oxford - Worcester - Hereford	Reverse	Oxford	[redacted]	
EF08 Thames Valley Branches All Trains	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	45	240	508	West Ealing - Greenford	Forward	Greenford	[redacted]
	2020-21	[redacted]						508	West Ealing - Greenford	Reverse	West Ealing	[redacted]
	2021-22	[redacted]						509	Maidenhead - Bourne End/Marlow	Forward	Marlow	[redacted]
	2022-23	[redacted]						509	Maidenhead - Bourne End/Marlow	Forward	Bourne End	[redacted]
	2023-24	[redacted]						509	Maidenhead - Bourne End/Marlow	Reverse	Bourne End	[redacted]
								509	Maidenhead - Bourne End/Marlow	Reverse	Maidenhead	[redacted]
								510	Slough - Windsor	Forward	Windsor & Eton Central	[redacted]
								510	Slough - Windsor	Reverse	Slough	[redacted]
								511	Twyford - Henley	Forward	Henley-on-Thames	[redacted]
								511	Twyford - Henley	Reverse	Twyford	[redacted]
EF09 North Downs All Trains	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	42	270	521	Reading - Gatwick Airport	Forward	Redhill	[redacted]
	2020-21	[redacted]						521	Reading - Gatwick Airport	Forward	Guildford	[redacted]
	2021-22	[redacted]						521	Reading - Gatwick Airport	Forward	Reading	[redacted]
	2022-23	[redacted]						521	Reading - Gatwick Airport	Reverse	Gatwick Airport	[redacted]
	2023-24	[redacted]										

							521	Reading - Gatwick Airport	Reverse	Guildford	[redacted]	
							522	Reading - Guildford/Redhill	Forward	Guildford	[redacted]	
							522	Reading - Guildford/Redhill	Forward	Reading	[redacted]	
							522	Reading - Guildford/Redhill	Reverse	Guildford	[redacted]	
							522	Reading - Guildford/Redhill	Reverse	Redhill	[redacted]	
EF10	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	75	270	460	Bristol - Cardiff (Locals)	Forward	Newport (South Wales)	[redacted]
Bristol	2020-21	[redacted]										
Suburban	2021-22	[redacted]						460	Bristol - Cardiff (Locals)	Forward	Bristol Temple Meads	[redacted]
All Trains	2022-23	[redacted]										
	2023-24	[redacted]						460	Bristol - Cardiff (Locals)	Reverse	Newport (South Wales)	[redacted]
								460	Bristol - Cardiff (Locals)	Reverse	Cardiff Central	[redacted]
								466	Bristol - Severn Beach	Forward	Bristol Temple Meads	[redacted]
								466	Bristol - Severn Beach	Reverse	Clifton Down	[redacted]
								466	Bristol - Severn Beach	Reverse	Avonmouth	[redacted]
								466	Bristol - Severn Beach	Reverse	Severn Beach	[redacted]
								467	Bristol - Weston Super Mare/Taunton (Locals)	Forward	Weston-super-Mare	[redacted]
								467	Bristol - Weston Super Mare/Taunton (Locals)	Forward	Taunton	[redacted]
								467	Bristol - Weston Super Mare/Taunton (Locals)	Forward	Exeter St Davids	[redacted]

							467	Bristol - Weston Super Mare/Taunton (Locals)	Reverse	Weston-super-Mare	[redacted]
							467	Bristol - Weston Super Mare/Taunton (Locals)	Reverse	Bristol Temple Meads	[redacted]
							484	Bristol - Gloucester/Worcester	Forward	Bristol Temple Meads	[redacted]
							484	Bristol - Gloucester/Worcester	Forward	Gloucester	[redacted]
							484	Bristol - Gloucester/Worcester	Reverse	Gloucester	[redacted]
							484	Bristol - Gloucester/Worcester	Reverse	Cheltenham Spa	[redacted]
							484	Bristol - Gloucester/Worcester	Reverse	Worcester Shrub Hill	[redacted]
							484	Bristol - Gloucester/Worcester	Reverse	Great Malvern	[redacted]
							486	Cheltenham/Gloucester - Swindon	Reverse	Gloucester	[redacted]
							486	Cheltenham/Gloucester - Swindon	Reverse	Cheltenham Spa	[redacted]
							486	Cheltenham/Gloucester - Swindon	Forward	Gloucester	[redacted]
							486	Cheltenham/Gloucester - Swindon	Forward	Swindon	[redacted]
							488	Bath - Bristol - Filton	Forward	Bristol Parkway	[redacted]

							488	Bath - Bristol - Filton	Reverse	Bristol Temple Meads	[redacted]	
EF11 Devon All Trains	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	50	270	462	Exeter - Paignton/Plymouth (Locals)	Forward	Newton Abbot	[redacted]
	2020-21	[redacted]						462	Exeter - Paignton/Plymouth (Locals)	Forward	Paignton	[redacted]
	2021-22	[redacted]						462	Exeter - Paignton/Plymouth (Locals)	Forward	Plymouth	[redacted]
	2022-23	[redacted]						462	Exeter - Paignton/Plymouth (Locals)	Reverse	Newton Abbot	[redacted]
	2023-24	[redacted]						462	Exeter - Paignton/Plymouth (Locals)	Reverse	Exeter St Davids	[redacted]
								480	Exeter - Barnstaple	Forward	Barnstaple	[redacted]
								480	Exeter - Barnstaple	Reverse	Exeter St Davids	[redacted]
								482	Exeter - Exmouth	Forward	Exeter Central	[redacted]
								482	Exeter - Exmouth	Forward	Exeter St Davids	[redacted]
								482	Exeter - Exmouth	Reverse	Exeter Central	[redacted]
								482	Exeter - Exmouth	Reverse	Exmouth	[redacted]
	EF12 Plymouth & Cornwall All Trains	2019-20						[redacted]	[redacted]	[redacted]	[redacted]	57
2020-21		[redacted]	473	Plymouth - Gunnislake	Reverse	Gunnislake	[redacted]					
2021-22		[redacted]	474	Plymouth - Penzance (Locals)	Forward	Truro	[redacted]					
2022-23		[redacted]										

	2023-24	[redacted]						474	Plymouth - Penzance (Locals)	Forward	Penzance	[redacted]
								474	Plymouth - Penzance (Locals)	Forward	Par	[redacted]
								474	Plymouth - Penzance (Locals)	Reverse	Truro	[redacted]
								474	Plymouth - Penzance (Locals)	Reverse	Plymouth	[redacted]
								476	Liskeard - Looe	Forward	Liskeard	[redacted]
								476	Liskeard - Looe	Reverse	Looe	[redacted]
								477	Par - Newquay	Forward	Newquay	[redacted]
								477	Par - Newquay	Reverse	Par	[redacted]
								478	Truro - Falmouth	Forward	Falmouth Docks	[redacted]
								478	Truro - Falmouth	Reverse	Truro	[redacted]
								479	Penzance - St Erth/St Ives	Forward	St Ives	[redacted]
								479	Penzance - St Erth/St Ives	Reverse	St Erth	[redacted]
EF13	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	80	270	470	Cardiff - Southampton/Portsmouth/Brighton	Forward	Bristol Temple Meads	[redacted]
South Wales – South Coast	2020-21	[redacted]							Cardiff - Southampton/Portsmouth/Brighton	Forward	Salisbury	[redacted]
All Trains	2021-22	[redacted]										
	2022-23	[redacted]										
	2023-24	[redacted]										

							470	Cardiff - Southampton/Portsmouth/Brighton	Forward	Southampton Central	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Forward	Portsmouth Harbour	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Forward	Brighton	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Reverse	Salisbury	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Reverse	Westbury	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Reverse	Bristol Temple Meads	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Reverse	Bath Spa	[redacted]
							470	Cardiff - Southampton/Portsmouth/Brighton	Reverse	Cardiff Central	[redacted]
							471	Cardiff/Bristol - Weymouth	Forward	Westbury	[redacted]
							471	Cardiff/Bristol - Weymouth	Forward	Weymouth	[redacted]
							471	Cardiff/Bristol - Weymouth	Reverse	Bath Spa	[redacted]

							471	Cardiff/Bristol - Weymouth	Reverse	Bristol Temple Meads	[redacted]
							485	Swindon - Westbury/Frome	Forward	Westbury	[redacted]
							485	Swindon - Westbury/Frome	Reverse	Swindon	[redacted]