# Eighty Third 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 10th 2004

#### OFFICIAL'

#### **CONTENTS**

1.	INTERPRETATION	1 '
2.	OFFICE OF RAIL AND ROAD - GENERAL APPROVAL	1 '
3.	EFFECTIVE DATE AND TERM	1 !
4.	AMENDMENTS TO SCHEDULE 8	2 '
5.	EFFECTS OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT	2 !
6.	THIRD PARTY RIGHTS	2 !
7.	LAW	2 !
8.	COUNTERPARTS	2 !
9.	APPENDIX	3

# THIS EIGHTY-THIRD SUPPLEMENTAL AGREEMENT is dated 31st March and made 2021

#### **BETWEEN:**

- (1)! <u>NETWORK RAIL INFRASTRUCTURE LIMITED</u>, a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London, NW1 2DN ("Network Rail"); and
- (2)! <u>ABELLIO EAST ANGLIA LIMITED,</u> (the "Train Operator"), a company registered in England under number 07861414 having its registered office at St Andrew's House, 2nd Floor, 18-20 St Andrew's Street, London, EC4A 3AG.

#### WHEREAS:

- (A)! The parties entered into a Track Access Contract (Passenger Services) dated 10th December 2004 in a form approved pursuant to Section 18(7) of the Act, as amended by various supplemental agreements each in a form approved pursuant to Section 22 of the Act (which track access contract as subsequently amended is hereafter referred to as 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.

#### 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; and
- (B)! "Effective Date" means: 02:00hrs on 1st April 2021

#### 2. ! ORR GENERAL APPROVAL

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

#### 3. ! **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.

#### 4. ! AMENDMENTS TO SCHEDULE 8

4.1! Appendix 1 of Schedule 8, shall be deleted in its entirety and replaced by a new Appendix 1 as set out in Appendix A to this Supplemental Agreement.

#### 5. ! **GENERAL**

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.

#### 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 any number of counterparts, each of which when executed and delivered shall constitute an original, but all the counterparts shall together constitute but one and the same instrument.

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IN WITNESS WHEREOF Network Rail and the Train Operator have, by their duly authorised representatives, entered into this Supplemental Agreement on the date first above written.

SIGNED by duly authorised for and on behalf of NETWORK RAIL INFRASTRUCTURE LIMITED	) ) Ellie Burrows )
SIGNED by M Dolphin duly authorised for and on behalf of ABELLIO EAST ANGLIA LIMITED	} M.Dolp.

# Appendix A

# Appendix 1 to Schedule 8

Α	В	С	D	E	F	G	Н		I	J	K
Service	Network Rail	etwork Rail		TOC							
Group	Performance Point	Payment Rate	Performance Point	Payment Rate	Cancellation Minutes	Сар	Service	code	Direction	Monitoring Point	Weighting
EB02 Southend &	2019-20 [Redacted] 2020-21 [Redacted]	[Redacted]	[Redacted]	[Redacted	30	120	943	Liv St - Wickford/Southminster/Southend Vic	Forward	STRATFORD	[Redacted]
Southminster Off-Peak	2021-22 [Redacted] 2022-23 [Redacted] 2023-24 [Redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Forward	LONDON LIVERPOOL STREET	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	NORTH FAMBRIDGE	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHEND VICTORIA	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	WICKFORD	[Redacted]
EB02 Southend &	2019-20 [Redacted]	[Redacted]	[Redacted]	[Redacted]	19	90	943	Liv St - Wickford/Southminster/Southend Vic	Forward	STRATFORD	[Redacted]
Southminster Peak	2020-21 [Redacted] 2021-22 [Redacted] 2022-23 [Redacted] 2023-24 [Redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Forward	WICKFORD  STRATFORD  LONDON LIVERPOOL STREET NORTH FAMBRIDGE SOUTHEND VICTORIA WICKFORD  MARKS TEY SUDBURY  [FAMBRIDGE [F	[Redacted]
	2020-24 [ixedacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse		[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse		[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse		[Redacted]
EB03	2019-20 [Redacted]		[Redacted]	[Redacted]	32	120	926	Colchester - Sudbury	Forward		[Redacted]
Great	2020-21 [Redacted]						926	Colchester - Sudbury	Reverse	SUDBURY	[Redacted]
Eastern Outers Off-Peak	2021-22       [Redacted]         2022-23       [Redacted]         2023-24       [Redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	COLCHESTER	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	CHELMSFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	STRATFORD	[Redacted]
							939 Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	LONDON LIVERPOOL STREET	[Redacted]	
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	MANNINGTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	THORPE-LE- SOKEN	[Redacted]
							939	Liv St -	Reverse	IPSWICH	[Redacted]

								Chelmsford/Colchester/Walton/Harwic			
							939	h P Qu Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	HARWICH TOWN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	WALTON-ON- NAZE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	CLACTON	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse		[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	STRATFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	BRAINTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	CHELMSFORD	[Redacted]
EB03 Great Eastern	2019-20 [Redacted] 2020-21 [Redacted]	[Redacted]	[Redacted]	[Redacted]	20	90	939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	COLCHESTER	[Redacted]
Outers Peak	2021-22 [Redacted] 2022-23 [Redacted] 2023-24 [Redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	CHELMSFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	STRATFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	CHELMSFORD  COLCHESTER  CHELMSFORD  STRATFORD  LONDON LIVERPOOL STREET MANNINGTREE  THORPE-LE- SOKEN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	MANNINGTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Forward	COLCHESTER  STRATFORD  BRAINTREE  CHELMSFORD  COLCHESTER  CHELMSFORD  STRATFORD  LONDON LIVERPOOL STREET MANNINGTREE  THORPE-LE- SOKEN  IPSWICH  HARWICH TOWN  WALTON-ON- NAZE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	IPSWICH	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse	HARWICH TOWN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic h P Qu	Reverse		[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwic	Reverse	CLACTON	[Redacted]

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							939	Liv St -	Reverse	COLCHESTER	[Redacted]
1							939	Chelmsford/Colchester/Walton/Harwic	Reverse	COLCILETER	[Nedacted]
								h P Qu			
							939	Liv St -	Reverse	STRATEORD	[Redacted]
							333	Chelmsford/Colchester/Walton/Harwic	TREVEISE	O TRATI ORD	[itcdactcd]
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							939	Liv St -	Reverse	BRAINTREE	[Redacted]
								Chelmsford/Colchester/Walton/Harwic	11010.00		[
								h P Qu			
							939	Liv St -	Reverse	CHELMSFORD	[Redacted]
								Chelmsford/Colchester/Walton/Harwic			1
								h P Qu			
EB04	2019-20 [Redacted]	[Redacted]	[Redacted]	[Redacted]	45	270	770	Liverpool Street - Harwich International	Forward	LONDON	[Redacted]
Anglia Inter	2019-20 [Redacted] 2020-21 [Redacted]									LIVERPOOL	1
City Off-Peak										STREET	
	2021-22 [Redacted]						770	Liverpool Street - Harwich International	Reverse	HARWICH	[Redacted]
	2022-23 [Redacted] 2023-24 [Redacted]									INTERNATIONAL	[
	2025-24 [Redacted]						781	Liverpool Street - Ipswich/Norwich	Forward	erse STRATFORD [Referse BRAINTREE [Referse BRAINTREE]  erse CHELMSFORD [Referse BRAINTREE]  erse CHELMSFORD [Referse BRAINTREE]  erse HARWICH INTERNATIONAL [Referse BPSWICH BRAINTERNATIONAL BRA	[Redacted]
								<u> </u>	<u> </u>		<u> </u>
							781	Liverpool Street - Ipswich/Norwich	Forward		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
	2010 20 [D 1 . 1]	ļ.,		<u> </u>		400	781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
EB04	2019-20 [Redacted]	[Redacted]	[Redacted]	[Redacted]	29	180	770	Liverpool Street - Harwich International	Forward		
Anglia Inter	2020-21 [Redacted]										
City Peak	2021-22 [Redacted]						770	Liverpool Street - Harwich International	Damasa		[D = d = e4 = d]
reak	2022-23 [Redacted] 2023-24 [Redacted]						770	Liverpool Street - Harwich International	Reverse		[Redacted]
	2025-24 [Redacted]						781	Liverpool Street - Ipswich/Norwich	Forward		[Redacted]
							701	Liverpoor Street - Ipswich/Norwich	Forward		[Nedacted]
							781	Liverpool Street - Ipswich/Norwich	Forward		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse		[Redacted]
EB05	2019-20 [Redacted]	[Redacted]	[Redacted]	[Redacted]	92	270	891	Ipswich - Saxmundham - Lowestoft	Forward		[
Anglia	2020-21 [Redacted]	[,	[,	[			891	Ipswich - Saxmundham - Lowestoft	Reverse		[Redacted]
Locals	2021-22 [Redacted]						893	Ipswich - Felixstowe	Forward		[Redacted]
All Trains	2022-23 [Redacted]						893	Ipswich - Felixstowe	Reverse		1
1	2023-24 [Redacted]			1			894	Harwich Intern - Bury St	Forward		[Redacted]
				1				Edmunds/Cambridge/Peterbo			1, -,
				1			894	Harwich Intern - Bury St	Forward		[Redacted]
						1		Edmunds/Cambridge/Peterbo			1
1				1			894	Harwich Intern - Bury St	Forward	IPSWICH	[Redacted]
						1		Edmunds/Cambridge/Peterbo			
				1			894	Harwich Intern - Bury St	Reverse	BURY ST	[Redacted]
				1				Edmunds/Cambridge/Peterbo		EDMUNDS	
							894	Harwich Intern - Bury St	Reverse	PETERBOROUGH	[Redacted]

			1					Edmunds/Cambridge/Peterbo			
							894	Harwich Intern - Bury St	Reverse	CAMBRIDGE	[Redacted]
							094	Edmunds/Cambridge/Peterbo	Reverse	CAMBRIDGE	[Nedacted]
							895	Norwich - Lowestoft	Forward	NORWICH	[Redacted]
							895	Norwich - Lowestoft	Reverse	LOWESTOFT	[Nedacted]
							896	Norwich - Acle/Reedham - Great	Forward	NORWICH	[Redacted]
							090	Yarmouth	Forward	NORWICH	[Redacted]
							896	Norwich - Acle/Reedham - Great	Reverse	GREAT	[Redacted]
							030	Yarmouth	INEVELSE	YARMOUTH	[ixedacted]
							897	Norwich - Cromer/Sheringham	Forward	NORWICH	[Redacted]
							897	Norwich - Cromer/Sheringham	Reverse	CROMER	[Redacted]
							899	Norwich - Cambridge	Forward	ELY	[Redacted]
							899	Norwich - Cambridge	Forward	CAMBRIDGE	[Redacted]
							899	Norwich - Cambridge	Reverse	ELY	[Redacted]
							899	Norwich - Cambridge	Reverse	NORWICH	[Redacted]
EB06		[Redacted]	[Redacted]	[Redacted]	25	180	911	Stansted Express	Forward	LONDON	[Redacted]
West Anglia	2019-20 [Redacted]	[Redacted]	incuacicuj	[Nedacted]	23	100	911	Statisted Express	Forward	LIVERPOOL	[Nedacted]
Outers	2020-21 [Redacted]									STREET	
Off-Peak	2021-22 [Redacted]						911	Stansted Express	Forward	TOTTENHAM	[Redacted]
OII-I Cak	2022-23 [Redacted]						311	Statisted Express	l Olwaid	HALE	[ixedacted]
	2023-24 [Redacted]						911	Stansted Express	Reverse	STANSTED	[Redacted]
							311	Otanisted Express	INCVCISC	AIRPORT	[rtcdactcd]
							913	Liverpool Street - Bishops	Forward	LONDON	[Redacted]
							010	Stortford/Cambridge	1 orward	LIVERPOOL	[rtcddotcd]
								Ctortiora, Cambridge		STREET	
							913	Liverpool Street - Bishops	Forward	TOTTENHAM	
							0.10	Stortford/Cambridge	1 orward	HALE	
							913	Liverpool Street - Bishops	Forward	STANSTED	[Redacted]
								Stortford/Cambridge		AIRPORT	[,,
							913	Liverpool Street - Bishops	Reverse	CAMBRIDGE	[Redacted]
								Stortford/Cambridge		NORTH	1, ,
							913	Liverpool Street - Bishops	Reverse	BISHOPS	
								Stortford/Cambridge		STORTFORD	
							913	Liverpool Street - Bishops	Reverse	CAMBRIDGE	[Redacted]
								Stortford/Cambridge			' '
							915	Cambridge - Kings Lynn	Forward	CAMBRIDGE	[Redacted]
							915	Cambridge - Kings Lynn	Forward	ELY	[Redacted]
							915	Cambridge - Kings Lynn	Reverse	ELY	[Redacted]
							915	Cambridge - Kings Lynn	Reverse	KINGS LYNN	
EB06	**************************************	[Redacted]	[Redacted]	[Redacted]	21	120	911	Stansted Express	Forward	LONDON	[Redacted]
West Anglia	2019-20 [Redacted]		1					·		LIVERPOOL	
Outers	2020-21 [Redacted]									STREET	
Peak	2021-22 [Redacted]						911	Stansted Express	Forward	TOTTENHAM	[Redacted]
	2022-23 [Redacted]									HALE	
	2023-24 [Redacted]						911	Stansted Express	Reverse	STANSTED	[Redacted]
										AIRPORT	
							913	Liverpool Street - Bishops	Forward	LONDON	[Redacted]
								Stortford/Cambridge		LIVERPOOL	1
										STREET	
							913	Liverpool Street - Bishops	Forward	TOTTENHAM	[Redacted]
								Stortford/Cambridge		HALE	
	1					1	913	Liverpool Street - Bishops	Reverse	CAMBRIDGE	[Redacted]

								Stortford/Cambridge		NORTH	
							913	Liverpool Street - Bishops	Reverse	BISHOPS	[Redacted]
								Stortford/Cambridge		STORTFORD	
							913	Liverpool Street - Bishops	Reverse	CAMBRIDGE	[Redacted]
								Stortford/Cambridge			
							915	Cambridge - Kings Lynn	Forward	CAMBRIDGE	[Redacted]
							915	Cambridge - Kings Lynn	Forward	ELY	[Redacted]
							915	Cambridge - Kings Lynn	Reverse	ELY	
							915	Cambridge - Kings Lynn	Reverse	KINGS LYNN	Redacted]
EB07	2019-20 [Redacted]	[Redacted]	[Redacted]	[Redacted]	49	180	920	Liverpool Street - Hertford East	Forward	LONDON	[Redacted]
West Anglia	2020-21 [Redacted]									LIVERPOOL	
Inners	2021-22 [Redacted]							<del>                                      </del>			
Off-Peak	2022-23 [Redacted] 2023-24 [Redacted]						920	Liverpool Street - Hertford East	Forward	HERTFORD EAST [Re	[Redacted]
	2020 2 : [: :0000000]						920	Liverpool Street - Hertford East	Reverse		[Redacted]
							920	Stratford – Meridian Water	Reverse	MERIDIAN WATER	[Redacted]
EB07 West Anglia Inners	2019-20 [Redacted] 2020-21 [Redacted] 2021-22 [Redacted]	[Redacted]	[Redacted]	[Redacted]	29	120	912	Liverpool Street - Enfield Town/Cheshunt	Forward	LONDON LIVERPOOL STREET	[Redacted]
Peak	2022-23 [Redacted] 2023-24 [Redacted]	edacted]					912	Liverpool Street - Enfield Town/Cheshunt	Reverse	CHESHUNT	[Redacted]
							920	Liverpool Street - Hertford East	Forward	LONDON	
										LIVERPOOL	
										STREET	
							920	Liverpool Street - Hertford East	Reverse	HERTFORD EAST	[Redacted]