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11 April 2022

Nicole Ledwith
Customer Manager
Network Rail Infrastructure Ltd
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Catherine Rowe
Track Access Manager
Abellio East Anglia Ltd
11th Floor, 1 Stratford Place
Montfitchet Road
West Stratford City
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Dear Nicole and Catherine

Approval of the 88th supplemental agreement to the track access contract between Network Rail Infrastructure Limited and Abellio East Anglia Limited dated 10 December 2004

We have today approved the above supplemental agreement submitted to us formally on 17 March 2022 under section 22 of the Railways Act 1993 (the Act). This follows an earlier informal submission of a draft agreement for our consideration. This letter explains the reasons for our decision.

Purpose

The purpose of this agreement is to extend Abellio East Anglia Limited's track access rights from Principal Change Date 2022 to Principal Change Date 2024.

Industry consultation

Network Rail undertook the usual industry consultation between 11 January to 11 February 2022. Cross Country confirmed its support and Great Western Railway said it had no objections. Transport Focus also confirmed it supported the change. Network Rail provided us with confirmation of DfT's response.

We have no outstanding consultation issues.

ORR review

Head Office: 25 Cabot Square, London E14 4QZT: 020 7282 2000 orr.gov.uk



Our review of the application raised no operational, performance or economic concerns. We identified

Our duties under section 4 of the Act and our decision

We have concluded that approval of this supplemental agreement strikes the appropriate balance in discharging our statutory duties under section 4 of the Act; 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)).

Conformed copy of the track access agreement

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.

Public register and administration

Electronic copies of this letter, the approval notice and the agreement will be sent to the Department for Transport and Network Rail's Policy and Access Team. Copies of the approval notice and the agreement will be placed on ORR's public register (website) 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 'D Wall', with a stylized flourish at the end.

Dominic Wall