

**Jonathan Rodgers**  
Senior Executive



20 July 2023

Lysette Rowley  
Franchise and Access Manager  
Network Rail Infrastructure Ltd  
Baskerville House  
Centenary Square  
Broad Street  
Birmingham  
B1 2ND

Kate Oldroyd  
Track Access Manager  
Northern Trains Ltd  
4th Floor  
Northern House  
9 Rougier Street  
York  
YO1 6JT

Dear Lysette and Kate

**Approval of the 46th supplemental agreement to the track access contract between Network Rail Infrastructure Limited and Northern Trains Limited dated 3 March 2016**

We have today approved the above supplemental agreement submitted to us formally on 3 July 2023 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 make some minor changes to Schedule 4,7 and 8 of the contract to reflect the addition of a new station at Headbolt Lane

**Industry consultation**

As these are minor changes not impacting on other operators an industry consultation was not needed.



## **ORR review**

Our review of the application did not raise any concerns. We had some queries regarding the Schedule 8 changes, and these were resolved by the parties and reflected in the formal submission.

## **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 'Jonathan Rodgers', with a long horizontal flourish extending to the right.

**Jonathan Rodgers**