

**Louise Beilby**  
Senior Access Executive



12 November 2024

Eleanor Lloyd  
Franchise and Access Manager  
Network Rail Infrastructure Ltd  
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London  
EC4V 3DS

Mark Walker  
Strategic Planning Manager  
Arriva Rail London Ltd  
Palestra  
197 Blackfriars Road  
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Dear Eleanor and Mark

**Approval of the 93rd supplemental agreement to the track access contract (TAC) between Network Rail Infrastructure Limited (Network Rail) and Arriva Rail London Limited (trading as London Overground) dated 9 November 2007**

We have today approved the above supplemental agreement submitted to us formally on 12 November 2024 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 amend the expiry date of London Overground's TAC from PCD 2025 to SCD 2027. There are no changes to any other part of the contract and the quantum of rights remains the same.

**Industry consultation**

Network Rail undertook the usual industry consultation for one month from 17 September. Comments in support or with no objection to make were received from Transport Focus, West Midlands Trains and Great Western Railway.



## **ORR review**

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

## **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

**Louise Beilby**