

# **Hundred and Second Supplemental Agreement**

between

**NETWORK RAIL INFRASTRUCTURE LIMITED**

as Network Rail

and

**TRANSPORT UK EAST ANGLIA LIMITED**

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 10<sup>th</sup> December 2004

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**THIS ONE HUNDRED AND SECOND SUPPLEMENTAL AGREEMENT** is dated and made

**BETWEEN:**

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED.** ("Network Rail"), a company registered in England under number 2904587 having its registered office at Waterloo General Office, London, SE1 SSW ("Network Rail"); and
- (2) **TRANSPORT UK EAST ANGLIA LIMITED.** (the "Train Operator"), a company registered in England under number 07861414 having its registered office at 2<sup>nd</sup> floor St Andrew's House, 18-20 St Andrew Street, London, EC4A 3AG.

**WHEREAS:**

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 10<sup>th</sup> December 2004 in a form approved by the Office of Rail and Road pursuant to section 18(7) of the Act, as amended by various supplemental agreements each in a form approved by the ORR pursuant to section 22 of the Act and subsequently assigned pursuant to section 21(2) of the Railways Act (2005) (which track access contract is hereafter referred to as the "Contract")
- (B) The parties propose to enter into this Supplemental Agreement to amend the Contract as described herein.

**IT IS HEREBY AGREED** as follows:

**1 INTERPRETATION**

In this Supplemental Agreement, 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.

**2 EFFECTIVE DATE AND TERM**

- 2.1 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 on the Expiry Date or earlier termination of the Contract.
- 2.2 "Effective Date" means the date of this Supplemental Agreement.

**3 ORR GENERAL APPROVAL**

This Supplemental Agreement is entered into pursuant to the Passenger Access (Short Term Timetable and Miscellaneous Changes) General Approval 2023.

#### **4 AMENDMENTS TO THE CONTRACT**

- 4.1 Appendix 1 to Schedule 8 shall be deleted and replaced with the version of Appendix 1 contained in Annex A to this Supplemental Agreement.

#### **5 EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT**

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 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** whereof 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:

Duly authorised for and on behalf of  
**NETWORK RAIL INFRASTRUCTURE LIMITED**

**SIGNED** by

Print name: N, H. ???

Duly authorised for and on behalf of  
**TRANSPORT UK EAST ANGLIA LIMITED**

# ANNEX A

## APPENDIX 1 TO SCHEDULE 8

A	B	C	D	E	F	G	H		I	J	K
Service Group	Network Rail		TOC		Cancellation n Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate(£)	Performance Point	Payment Rate(£)							
EB02  Southend & Southminster  Off-Peak	[Redacted]	[Redacted]	[Redacted]	[Redacted]	30	120	943	Liv St - Wickford/Southminst er/Southend Vic	Forward	LONDON LIVERPOOL STREET	[Redacted]
	[Redacted]						943	Liv St - Wickford/Southminst er/Southend Vic	Forward	STRATFORD	[Redacted]
	[Redacted]						943	Liv St - Wickford/Southminst er/Southend Vic	Forward	WICKFORD	[Redacted]
	[Redacted]						943	Liv St - Wickford/Southminst er/Southend Vic	Reverse	SOUTHEND AIRPORT	[Redacted]
	[Redacted]						943	Liv St - Wickford/Southminst er/Southend Vic	Reverse	SOUTHEND VICTORIA	[Redacted]
							943	Liv St - Wickford/Southminst er/Southend Vic	Reverse	SOUTHMINSTER	[Redacted]
							943	Liv St - Wickford/Southminst er/Southend Vic	Reverse	WICKFORD	[Redacted]
EB02  Southend & Southminster	[Redacted]	[Redacted]	[Redacted]	[Redacted]	19	90	943	Liv St - Wickford/Southminst er/Southend Vic	Forward	LONDON LIVERPOOL STREET	[Redacted]
	[Redacted]						943	Liv St - Wickford/Southminst er/Southend Vic	Forward	STRATFORD	[Redacted]

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 (£)							
Peak	[Redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Forward	WICKFORD	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHEND AIRPORT	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHEND VICTORIA	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHMINSTER	[Redacted]
							943	Liv St - Wickford/Southminster/Southend Vic	Reverse	WICKFORD	[Redacted]
EB03  Great Eastern Outers  Off-Peak	[Redacted]	[Redacted]	[Redacted]	[Redacted]	32	120	926	Colchester - Sudbury	Forward	MARKS TEY	[Redacted]
							926	Colchester - Sudbury	Reverse	SUDBURY	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	CHELMSFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	COLCHESTER	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	LONDON LIVERPOOL STREET	[Redacted]

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(£)							
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	MANNINGTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	STRATFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	THORPE-LE-SOKEN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	BRAINTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CHELMSFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CLACTON	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	COLCHESTER	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	HARWICH TOWN	[Redacted]



A	B	C	D	E	F	G	H		I	J	K
Service Group	Network Rail		TOC		Cancellation n Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate(£)	Performance Point	Payment Rate (£)							
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Reverse	IPSWICH	[Redacted]
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Reverse	STRATFORD	[Redacted]
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Reverse	WALTON-ON- NAZE	[Redacted]
EB03	[Redacted]	[Redacted]	[Redacted]	[Redacted]	20	90	939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Forward	CHELMSFORD	[Redacted]
Great Eastern Outers							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Forward	COLCHESTER	[Redacted]
Peak							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Forward	LONDON LIVERPOOL STREET	[Redacted]
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Forward	MANNINGTREE	[Redacted]
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Forward	STRATFORD	[Redacted]

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Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate(£)							
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	THORPE-LE-SOKEN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	BRAINTREE	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CHELMSFORD	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CLACTON	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	COLCHESTER	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	HARWICH TOWN	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	IPSWICH	[Redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	STRATFORD	[Redacted]

A	B	C	D	E	F	G	H		I	j	K
Service Group	Network Rail		TOC		Cancellation n Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate(£)							
							939	Liv St - Chelmsford/Colchest er/Walton/Harwich P Qu	Reverse	WALTON-ON- THE-NAZE	[Redacted]
EB04	[Redacted]	[Redacted]	[Redacted]	[Redacted] ]	45	270	770	Liverpool Street - Harwich International	Forward	LONDON LIVERPOOL STREET	[Redacted]
Anglia Inter City							770	Liverpool Street - Harwich International	Reverse	HARWICH INTERNATIONAL	[Redacted]
Off-Peak							781	Liverpool Street - Ipswich/Norwich	Forward	IPSWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	LONDON LIVERPOOL STREET	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	STRATFORD	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	IPSWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	NORWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	STRATFORD	[Redacted]
EB04	[Redacted]	[Redacted]	[Redacted]	[Redacted]	29	180	770	Liverpool Street - Harwich International	Forward	LONDON LIVERPOOL STREET	[Redacted]
Anglia Inter City							770	Liverpool Street - Harwich International	Reverse	HARWICH INTERNATIONAL	[Redacted]
Peak							781	Liverpool Street - Ipswich/Norwich	Forward	IPSWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	LONDON LIVERPOOL STREET	[Redacted]

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(£)							
	[Redacted]						781	Liverpool Street - Ipswich/Norwich	Forward	STRATFORD	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	IPSWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	NORWICH	[Redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	STRATFORD	[Redacted]
EB05	[Redacted]	[Redacted]	[Redacted]	[Redacted]	92	270	891	Ipswich - Saxmundham - Lowestoft	Forward	IPSWICH	[Redacted]
Anglia Locals							891	Ipswich - Saxmundham - Lowestoft	Reverse	LOWESTOFT	[Redacted]
All Trains							893	Ipswich - Felixstowe	Forward	IPSWICH	[Redacted]
							893	Ipswich - Felixstowe	Reverse	FELIXSTOWE	[Redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Forward	BURY ST EDMUNDS	[Redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Forward	CAMBRIDGE	[Redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Forward	IPSWICH	[Redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Reverse	BURY ST EDMUNDS	[Redacted]

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Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate(£)	Performance Point	Payment Rate(£)							
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Reverse	CAMBRIDGE	[Redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge /Peterborough	Reverse	PETERBOROUGH	[Redacted]
							895	Norwich - Lowestoft	Forward	NORWICH	[Redacted]
							895	Norwich - Lowestoft	Reverse	LOWESTOFT	[Redacted]
							896	Norwich - Acle/Reedham - Great Yarmouth	Forward	NORWICH	[Redacted]
							896	Norwich - Acle/Reedham - Great Yarmouth	Reverse	GREAT YARMOUTH	[Redacted]
							897	Norwich - Cromer/Sheringham	Forward	NORWICH	[Redacted]
							897	Norwich - Cromer/Sheringham	Reverse	CROMER	[Redacted]
							899	Norwich - Cambridge	Forward	CAMBRIDGE	[Redacted]
							899	Norwich - Cambridge	Forward	ELY	[Redacted]
							899	Norwich - Cambridge	Reverse	ELY	[Redacted]
							899	Norwich - Cambridge	Reverse	NORWICH	[Redacted]
EB06	[Redacted]	[Redacted]	[Redacted]	[Redacted]	25	180	911	Stansted Express	Forward	LONDON LIVERPOOL STREET	[Redacted]
West Anglia Outers							911	Stansted Express	Forward	TOTTENHAM HALE	[Redacted]
Off-Peak							911	Stansted Express	Reverse	STANSTED AIRPORT	[Redacted]

A	B	C	D	E	F	G	H		I	J	K
Service Group	Network Rail		TOC		Cancellation n Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate(£)	Performance Point	Payment Rate(£)							
	[Redacted]						913	Liverpool Street - Bishops Stortford/Cambridge	Forward	CAMBRIDGE	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	LONDON LIVERPOOL STREET	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	STANSTED AIRPORT	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	TOTTENHAM HALE	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	BISHOPS STORTFORD	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE NORTH	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	ELY	[Redacted]
EB06  West Outers  Peak	[Redacted]	[Redacted]	[Redacted]	[Redacted] ]	21	120	911	Stansted Express	Forward	LONDON LIVERPOOL STREET	[Redacted]
							911	Stansted Express	Forward	TOTTENHAM HALE	[Redacted]
							911	Stansted Express	Reverse	STANSTED AIRPORT	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	CAMBRIDGE	[Redacted]

A	B	C	D	E	F	G	H		I	j	K
Service Group	Network Rail		TOC		Cancellation n Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate(£)	Performance Point	Payment Rate(£)							
	[Redacted]						913	Liverpool Street - Bishops Stortford/Cambridge	Forward	ELY	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	LONDON LIVERPOOL STREET	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	STANSTED AIRPORT	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	TOTTENHAM HALE	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	BISHOPS STORTFORD	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE NORTH	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	ELY	[Redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	KINGS LYNN	[Redacted]
EB07	[Redacted]	[Redacted]	[Redacted]	[Redacted]	49	180	920	Liverpool Street - Hertford East	Forward	LONDON LIVERPOOL STREET	[Redacted]
West Anglia Inners							920	Liverpool Street - Hertford East	Forward	STRATFORD	[Redacted]

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(£)							
Off-Peak	[Redacted]						920	Liverpool Street - Hertford East	Reverse	HERTFORD EAST	[Redacted]
							920	Liverpool Street - Hertford East	Reverse	MERIDIAN WATER	[Redacted]
											[Redacted]
EBO?  West Inners  Peak	[Redacted]	[Redacted]	[Redacted]	[Redacted]	29	120	920	Liverpool Street - Hertford East	Forward	LONDON LIVERPOOL STREET	[Redacted]
							920	Liverpool Street - Hertford East	Reverse	HERTFORD EAST	[Redacted]