

# Forty First Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

GTS Rail Operations LIMITED

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 21<sup>st</sup> November 2018

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**THIS 41<sup>ST</sup> SUPPLEMENTAL AGREEMENT** is dated 2025 and made

**BETWEEN:**

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at Waterloo General Office, London SE1 8SW (“Network Rail”); and
- (2) **GTS Rail Operations LIMITED**, (the “Train Operator”), a company registered in England under number 14942823 having its registered office at 41-51 Grey Street, Newcastle Upon Tyne, NE1 6EE (the “Train Operator”).

**WHEREAS:**

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 21<sup>st</sup> November in a form approved by the Office of Rail and Road (“ORR”) pursuant to Section 18(7) of the Act; (which 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 to reflect revised berthing offsets in service groups EX10 and EX11.

**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;
- (B) “Effective Date” means

## **2. 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.

## **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**

Appendix 1 of Schedule 8 shall be deleted in its entirety and replaced with the entry set out in Annex 1.

## 5. GENERAL

The parties agree that 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" or, as the case may be, the "Agreement", "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

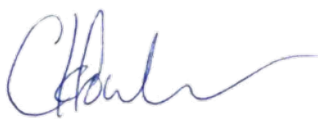
This Supplemental Agreement may be executed in two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS of which 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.....Chris Fowler

Duly authorised for and on behalf of  
**GTS Rail Operations LIMITED**

## ANNEX 1

## APPENDIX 1 OF SCHEDULE 8

## Appendix 1 to Schedule 8 7th, 12th, 14th, 21st, 27th, 29th, 30th, 34th, 35th, 37th 41st

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 (£)							
EX11  Elizabeth line  Off-Peak	2024-25					100	381O	Elizabeth line	Forward	Stratford	
	2025-26						381O	Elizabeth line	Forward	Romford	
	2026-27						381O	Elizabeth line	Forward	Ealing Broadway	
	2027-28						381O	Elizabeth line	Forward	Hayes & Harlington	
	2028-29						381O	Elizabeth line	Forward	Maidenhead	
							381O	Elizabeth line	Forward	Reading	
							381O	Elizabeth line	Reverse	Gidea Park	
							381O	Elizabeth line	Reverse	Ilford	
							381O	Elizabeth line	Reverse	Shenfield	
							381O	Elizabeth line	Reverse	Slough	
							381O	Elizabeth line	Reverse	London Paddington	
EX10  Elizabeth line	2024-25					100	381P	Elizabeth line	Forward	London Liverpool Street High Street Level	
	2025-26						381P	Elizabeth line	Forward	Stratford	

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	2026-27 <span style="background-color: black; color: black;">████</span>						381P	Elizabeth line	Forward	Romford	<span style="background-color: black; color: black;">████</span>
	2027-28 <span style="background-color: black; color: black;">████</span>						381P	Elizabeth line	Forward	Ealing Broadway	<span style="background-color: black; color: black;">████</span>
	2028-29 <span style="background-color: black; color: black;">████</span>						381P	Elizabeth line	Forward	Hayes & Harlington	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Forward	Maidenhead	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Forward	Reading	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Reverse	Gidea Park	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Reverse	Ilford	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Reverse	Shenfield	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Reverse	Slough	<span style="background-color: black; color: black;">████</span>
							381P	Elizabeth line	Reverse	London Paddington	<span style="background-color: black; color: black;">████</span>