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Committee Planning Secretary
Floor 1, Mimet House
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11th June 2025

Notice of Dispute: Network Rail's failure to comply with the Determination of TTP2591

Dear ██████████

On behalf of Freightliner Limited (Company number 03118392), and pursuant to Part D of the Network Code, I give notice of a Dispute with Network Rail Infrastructure Limited in relation to Network Rail's failure to comply with the Determination of TTP2591.

This dispute is brought on the basis that, following the Determination of TTP2591, in which the Hearing Chair determined Network Rail's reasons for the rejection of 4L73 [MO] and [MSX] were not valid, Network Rail has failed to reconsider its Decision to reject the TOVR. Freightliner therefore believe Network Rail have failed to comply with Conditions D5.4.2 and D5.5, which require it to comply with the outcomes of a Timetable Panel.

Freightliner believe there is a difference in interpretation of the Determination of TTP2591 between parties, and therefore if any further guidance is available, Freightliner would be accommodating of the Hearing Chair providing this, which may help resolution of these issues.

The Determination Procedure preferred by Freightliner is an Access Dispute Adjudication (ADA), although this has not been agreed by Network Rail.

We request that the determination process be expedited because there is a continuing requirement for the inclusion of the Train Slots included in the TOVR subject to dispute in the WTT. Discussions with Network Rail to date have failed to agree a way forward with delivering a WTT solution for these Train Slots.

Parties which might be concerned with this matter other than as a Dispute Party are: DB Cargo, GB Railfreight, Govia Thameslink Railway, Arriva Rail London, Greater Anglia and Cross Country Trains.

Yours Sincerely

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Head of Planning (Long Term)
Freightliner Group

***Freightliner Group** is the name and brand under which the members of Freightliner Group Limited and their respective controlled, managed, or affiliated companies provide services to customers.*

Freightliner Group Limited is registered in England and Wales with Company Number 05313119