

SEVENTIETH SUPPLEMENTAL AGREEMENT

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

NORTHERN TRAINS LIMITED

as Train Operator

relating to the Track Access Contract (Passenger
Services) dated 03 MARCH 2016

CONTENTS

1	INTERPRETATION	1
2.	OFFICE OF RAIL AND ROAD GENERAL APPROVAL	1
3.	EFFECTIVE DATE AND TERM	1
4.	AMENDMENTS TO THE CONTRACT	2
5.	GENERAL	2
6.	THIRD PARTY RIGHTS	2
7.	LAW	2
8.	COUNTERPARTS	2

THIS SEVENTIETH SUPPLEMENTAL AGREEMENT is dated 19th August 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) **NORTHERN TRAINS LIMITED**, a company registered in England under number 03076444, having its registered office at George Stephenson House, Toft Green, York, England, YO1 6JT (the "**Train Operator**").

BACKGROUND:

- (A) Network Rail and Arriva Rail North Limited entered into a Track Access Contract (Passenger Services) dated 03 March 2016 as amended by various supplemental agreements (which track access contract as subsequently amended is hereafter referred to as the "**Contract**").
- (B) On 01 March 2020, the rights and obligations of Arriva Rail North Limited under the contract were transferred to the Train Operator pursuant to a transfer scheme made by the Secretary of State for Transport on 01 March under schedule 2 of the Railways Act 2005.
- (C) The parties propose to amend the Contract in the manner and on the terms described below.

IT IS HEREBY AGREED as follows:

1. INTERPRETATION

In this Supplemental Agreement:

- 1.1 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; and
- 1.2 "Effective Date" means: the date of signature of this General Approval

2. ORR GENERAL APPROVAL

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

3. 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.

4. AMENDMENTS TO THE CONTRACT

In Appendix 7D Schedule 7 of the Contract, the table shall be deleted in its entirety and replaced with the version set out in Annex 1 of this Supplemental Agreement.

5. GENERAL

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 any number of counterparts, each of which when executed and delivered shall constitute an original, but all the counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF Network Rail and the Train Operator have, by their duly authorised representatives, entered into this Supplemental Agreement on the date first above written.

SIGNED by)

PHIL JAMES
ROUTE DIRECTOR – NORTH WEST

duly authorised for and on behalf of)


NETWORK RAIL)
INFRASTRUCTURE LIMITED)



SIGNED by

ROB WARNES)
STRATEGIC DEVELOPMENT DIRECTOR

duly authorised for and on behalf of)
NORTHERN TRAINS LIMITED)

DocuSigned by:

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Annex 1

APPENDIX 7D 27TH 51ST 70TH

"METERED TRAINS M" FOR THE PURPOSES OF PARAGRAPH 4.1.1 OF PART 2

Train Type	Train ID	Traction Type
Class 331	All	AC
Class 323	323208 323242 323212 323202 323205 323219 323243 323241 323209 323207 323220 323218 323217 323206 323203 323213 323210	AC