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Network Regulatory Access Manager
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15 October 2025

Dear Alexis and Lanita

Variation to the direction to enter into the 21st supplemental agreement between Network Rail Infrastructure Limited (Network Rail) and Transport UK East Midlands Limited (trading as East Midlands Railway (EMR))

Pursuant to section 22A of the Railways Act 1993 (the 'Act') on 18 July 2025 ORR issued a direction to Network Rail (the 'Direction') to enter into a supplemental agreement to amend the track access contract dated 1 September 2020 between Network Rail and EMR (the 'Track Access Agreement').

On 28 July 2025 Network Rail and EMR entered into the supplemental agreement in the specified form (the '21st Supplemental Agreement').

In accordance with section 144(3) of the Act and paragraph 5 of Schedule 4 to the Act, we hereby vary the Direction to the effect that where the words 'the date on which the ORR issues its approval, pursuant to Section 22 of the Act,' appear in paragraph 2.2 (a) of the 21st Supplemental Agreement, they should be read as 'the date on which the ORR issues its direction pursuant to Section 22A of the Act'.

A copy of this variation has been sent to EMR.

Yours sincerely

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Alice Kaiser