

# 55<sup>th</sup> Supplemental Agreement

between

**NETWORK RAIL INFRASTRUCTURE LIMITED**

as Network Rail

and

**TRANSPORT FOR WALES RAIL LTD**

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 6<sup>th</sup> August 2020

**CONTENTS**

1. INTERPRETATION ..... 1

2. EFFECTIVE DATE AND TERM..... 1

3. ORR - GENERAL APPROVAL ..... 1

4. AMENDMENTS TO THE CONTRACT ..... 2

5. GENERAL..... 2

6. THIRD PARTY RIGHTS..... 2

7. LAW..... 2

8. COUNTERPARTS ..... 2

9. ANNEX 1 ..... 4

**THIS 55<sup>th</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, United Kingdom, SE1 8SW (“Network Rail”); and
- (2) **TRANSPORT FOR WALES RAIL LTD** (the “Train Operator”), a company registered in England and Wales under number 12619906, whose registered office is at 3 Llys Cadwyn, Pontypridd, CF37 4TH

**WHEREAS:**

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 6<sup>th</sup> August 2020 on terms approved, and pursuant to directions issued, by ORR under section 17 of the Act which has been amended by various Supplemental Agreements, each in a form approved by ORR pursuant to section 22 of the Act (the “Contract”).
- (B) The parties now propose to enter into this Supplemental Agreement in order to amend the Contract as described herein.

**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 the date of signature of this General Approval.

**2. EFFECTIVE DATE AND TERM**

The amendments to the Contract as set out in this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect 90 days after the Effective Date.

**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 In Schedule 5, Table 2.2: Additional Passenger Train Slots, the entries for Service Groups HL02, HL03, HL04, and HL06 shall be amended to add the line description entries as shown in Annex 1 to this Supplemental Agreement.

4.2 In Schedule 5, Table 2.2: Additional Passenger Train Slots, a footnote shall be added to Service Group HL02, HL03, HL04 and HL06 to show: "*These contingent access rights are valid for 90 days and will expire at 01:59 on 23rd February 2026*", as shown in Annex 1 to this Supplemental Agreement.

#### **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.....Nick Millington  
Duly authorised for and on behalf of  
**NETWORK RAIL INFRASTRUCTURE LIMITED**

  
**SIGNED** by.....

Marie Daly  
Print name.....  
Duly authorised for and on behalf of  
**TRANSPORT FOR WALES RAIL LTD**

**ANNEX 1***Table 2.2: Additional Passenger Train Slots*

| 1                               |                   |                 |                     |          |                    | 2                     |                |                |
|---------------------------------|-------------------|-----------------|---------------------|----------|--------------------|-----------------------|----------------|----------------|
| Service Group HL02              |                   |                 |                     |          |                    | Passenger Train Slots |                |                |
| Service Description: West Wales |                   |                 |                     |          |                    | Total Weekday         | Saturday       | Sunday         |
| From                            | To                | Via             | Description         | TSC      | Timing Load        |                       |                |                |
| Carmarthen                      | Milford Haven     | Whitland        | 2.2.2               | 25432000 | 197                | 1 <sup>3</sup>        | 0              | 0              |
| Fishguard Harbour               | Swansea           | Clarbeston Road | 2.2.7               | 25432000 | 197                | 1 <sup>3</sup>        | 0              | 0              |
| Milford Haven                   | Carmarthen        | Clarbeston Road | 2.2.8               | 25432000 | 197                | 0                     | 0              | 2 <sup>3</sup> |
| Milford Haven                   | Swansea           | Clarbeston Road | 2.2.9               | 25432000 | 197                | 0                     | 0              | 1 <sup>3</sup> |
| Swansea                         | Fishguard Harbour | Clarbeston Road | 2.2.11              | 25432000 | 197                | 2 <sup>3</sup>        | 3 <sup>3</sup> | 0              |
| Swansea                         | Milford Haven     | Clarbeston Road | 2.2.13              | 25432000 | 197                | 1 (Fri) <sup>3</sup>  | 0              | 0              |
| Cardiff Central                 | Swansea           | Bridgend        | 2.5.2.2 Fast (loco) | 25438000 | 67 + 5x MkIV + DVT | 1 <sup>1</sup>        | 1 <sup>1</sup> | 2 <sup>3</sup> |
| Swansea                         | Cardiff Central   | Bridgend        | 2.5.4 Slow          | 25438000 | 197                | 3 <sup>1</sup>        | 1 <sup>3</sup> | 0              |
| Swansea                         | Cardiff Central   | Bridgend        | 2.5.5.2 Fast (loco) | 25438000 | 67 + 5x MkIV + DVT | 1 <sup>1</sup>        | 1 <sup>1</sup> | 2 <sup>3</sup> |

<sup>3</sup>These contingent access rights are valid for 90 days and will expire at 01 :59 on 23rd February 2026.

| 1   |                 |        |             |          |             | 2                     |          |        |
|---|-----------------|--------|-------------|----------|-------------|-----------------------|----------|--------|
| Service Group: HL03   |                 |        |             |          |             | Passenger Train Slots |          |        |
| Service Description: Cardiff to Gloucestershire and Ebbw Vale |                 |        |             |          |             | Total Weekday         | Saturday | Sunday |
| From  | To              | Via    | Description | TSC      | Timing Load |                       |          |        |
| Cheltenham Spa  | Cardiff Central | Lydney | 3.1.1       | 25429000 | 197         | 1 <sup>3</sup>        | 0        | 0      |

<sup>3</sup>These contingent access rights are valid for 90 days and will expire at 01 :59 on 23rd February 2026.

|  |                             |            |             |          |                |                       |                |        |
|--|-----------------------------|------------|-------------|----------|----------------|-----------------------|----------------|--------|
| 1  |                             |            |             |          |                | 2                     |                |        |
| Service Group: HL04                                      |                             |            |             |          |                | Passenger Train Slots |                |        |
| Service Description: Birmingham to Shrewsbury and beyond |                             |            |             |          |                | Total<br>Weekday      | Saturday       | Sunday |
| From   | To                          | Via        | Description | TSC      | Timing<br>Load |                       |                |        |
| Shrewsbury   | Birmingham<br>International | Wellington | 4.1.9       | 22261000 | 158            | 1 <sup>4</sup>        | 1 <sup>4</sup> | 0      |

<sup>4</sup>These contingent access rights are valid for 90 days and will expire at 01 :59 on 23rd February 2026.

|                                       |                    |         |                       |          |  |                       |                |                |
|---------------------------------------|--------------------|---------|-----------------------|----------|--|-----------------------|----------------|----------------|
| 1                                     |                    |         |                       |          |  | 2                     |                |                |
| Service Group: HL06                   |                    |         |                       |          |  | Passenger Train Slots |                |                |
| Service Description: Marches Mainline |                    |         |                       |          |  | Total<br>Weekday      | Saturday       | Sunday         |
| From                                  | To                 | Via     | Description           | TSC      | Timing<br>Load                             |                       |                |                |
| Shrewsbury                            | Cardiff<br>Central | Cwmbrân | 6.2.12.1 (197<br>DMU) | 25434000 | Weekday and<br>Saturday: 197<br>Sunday:150 | 0                     | 1 <sup>1</sup> | 2 <sup>3</sup> |

<sup>3</sup>These contingent access rights are valid for 90 days and will expire at 01 :59 on 23rd February 2026.