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11 December 2012

Southern Railway Limited
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CR9 5GA

For the attention of Gerry McFadden

DEPOT ACCESS AGREEMENT BETWEEN SOUTHERN RAILWAY LIMITED AND FIRST CAPITAL CONNECT LIMITED FOR SELHURST LIGHT MAINTENANCE DEPOT, WHERE SOUTHERN RAILWAY LIMITED IS THE DEPOT FACILITY OWNER

1. Pursuant to section 17 of, and in accordance with paragraph 5 of Schedule 4 to, the Railways Act 1993, and having consulted you Southern Railway Limited and First Capital Connect Limited as the persons who are stated in an application made on 11 May 2012 to be parties to a proposed access agreement, I hereby direct you, Southern Railway Limited to enter into the attached Depot Access Agreement **by 11 January 2013**.
2. The proposed agreement has been given the unique Office of Rail Regulation (ORR) reference number **DAA/14/215/04/12/01**. The principal copy of the proposed agreement has been deposited with the Office of Rail Regulation and carries the ORR unique reference number.
3. You, Southern Railway Limited, shall be released from the duty to enter into the agreement in question if First Capital Connect Limited fails to enter into the proposed agreement **by 11 January 2013**.
4. A copy of these directions has been sent to First Capital Connect Limited.

Brian Kogan

A handwritten signature in black ink that reads 'Brian Kogan'. The signature is written in a cursive style and is contained within a thin black rectangular border.

Duly authorised by the Office of Rail Regulation

