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**8** May 2017

OFFICE OF **RAIL AND ROAD**

Matthew Blackwell
Secretary to the Class Representative Committee
Network Rail
The Quadrant:MK
Elder Gate, Milton Keynes
MK9 1EN

Dear Matthew

**APPROVAL OF PROPOSAL FOR CHANGE 70 RELATING TO PART B OF THE NETWORK CODE**

1. The Office of Rail and Road (ORR) has today approved Proposal for Change (PfC) 70 to the Network Code, which was submitted to it by the Class Representative Committee (CRC) on 13 March 2017. This proposal, sponsored by DB Cargo (UK) Limited, amends Part B of the Network Code to rename the Delay Attribution Guide (DAG) as the Delay Attribution Principles and Rules (DAPR). This proposal is approved concurrently with Proposal for Amendment (PfA) 288 to make similar changes to the DAG itself. CRC requested that we approve the two proposals concurrently, as approving them separately would create an irregularity between the Network Code and DAG. Our approval of PfC 70 was therefore delayed until PfA 288 was submitted for our approval.

2. ORR has reviewed the consultation responses received and considered by the CRC at its meeting on 21 February 2017. The CRC unanimously endorsed PfC 70 at its meeting on 21 February 2017. ORR has approved the proposal because it is satisfied that the changes will ensure that Part B of the Network Code is consistent with the updated DAPR. The approval of PfC 70 is consistent with ORR's section 4 duties.

3. In accordance with Condition C9.1.2 of the Network Code, the amendments to Part B shall have effect simultaneously to PfA 288 on 1 June 2017.

4. In giving CRC notice of approval ORR also copies this letter and attached notice to all parties identified under Conditions A4.1 and C9.1.1 of the Network Code.

5. A copy of this letter, the approval notice and of the Proposal for Change will be placed on the ORR website. A copy of the approval notice will also be placed on the ORR's public register.

Yours sincerely

**Hector Anderson**

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