

From: Catherine Rowe [mailto:Catherine.Rowe@greateranglia.co.uk]
Sent: 04 September 2013 3:08 PM
To: Jones, Alice
Cc: Helen Cavanagh; Tanya Gray
Subject: Greater Anglia's response to ORR's consultation on implementing PR13

Alice

I refer to ORR's consultation issued on 12 July 2013 setting out the specific changes it proposes to make to track and station access agreements and Network Rail's network licence to implement the 2013 periodic review (PR13).

Greater Anglia has only one issue of note with regard to this consultation, which relates to 5.19 European Train Control System re-opener. The proposed new provisions in 17A of Schedule 8 seem very broad and give no indication given as to the nature of the changes which might trigger these provisions, or the principles which might need to be applied by ORR or the parties when considering any proposed amendments in relation to ETCS. There is no indication of what this may mean in relation to the transfer of risk or cost between the parties or as to how it relates to the Part G Network Change process (which is already well in hand) for the introduction of ETCS. The issues consequent to the introduction of ETCS are likely to be substantial (e.g. involving changes in delay attribution principles and related impacts on benchmarks and payment rates etc.) yet this proposed Schedule 8 process would appear not to be part of a Charges Review and therefore potentially not covered off via franchise agreements. We believe it may also be necessary to provide for multiple processes as ETCS takes effect at different levels, different times and over different parts of a TOC's routes.

We have also made representations regarding ORR's proposals for a new method of indexation (contained in chapter 7 of the consultation on implementing PR13) in our response to the Draft Determination, as we believe this is a matter of principle rather than a technical detail relating to implementation.

Please do not hesitate to contact me should you wish to discuss this response in greater detail.

Kind regards,

Catherine

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