

Seventy Seventh Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED
as Network Rail

and

ABELLIO EAST ANGLIA LIMITED
as Train Operator

Relating to the Track Access Contract dated December
10th 2004

CONTENTS

1.	INTERPRETATION	1
2.	EFFECTIVE DATE AND TERM	1
3.	AMENDMENTS TO SCHEDULE 8	2
4.	EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT	2 2
5.	THIRD PARTY RIGHTS	2
6.	LAW	2
7.	COUNTERPARTS	2

THIS SEVENTY-SEVENTH SUPPLEMENTAL AGREEMENT is dated 13 May 2020 and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, ("Network Rail"), a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London, NW1 2DN, and
- (2) **ABELLIO EAST ANGLIA LIMITED**, (the "Train Operator"), a company registered in England under number 07861414 having its registered office at St Andrew's House, 2nd Floor, 18-20 St Andrew's Street, London, EC4A 3AG

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 10th December 2004 in a form approved by the Office of Rail and Road pursuant to section 18(7) of the Act, as amended by various supplemental agreements each in a form approved by ORR pursuant to section 22 of the Act and subsequently assigned pursuant to Section 12(2) of the Railways Act (2005) (which track access contract is hereafter referred to as 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 upon which the ORR issues its approval pursuant to section 22 of the Act of the terms of this Supplemental Agreement.

2. **EFFECTIVE DATE AND TERM**

The amendments to the Contract pursuant to this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect on the expiry or earlier termination of the Contract.

3. **AMENDMENTS TO SCHEDULE 8**

3.1 Schedule 8 of the Contract shall be amended as follows:

3.2 Appendix 1 shall be deleted in its entirety and replaced with the version contained in the Appendix to this Supplemental Agreement.

4. **EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT**

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", "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.

5. **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.

6. **LAW**

This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.

7. **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 whereof 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.....Ellie Burrows.....

Duly authorised for and on behalf of

NETWORK RAIL INFRASTRUCTURE LIMITED



SIGNED by.....

Print name..... M Dolphin.....

Duly authorised for and on behalf of
ABELLIO EAST ANGLIA LIMITED

Appendix 1

A	B	C	D	E	F	G	H	I	J	K	
Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate	Performance Point	Payment Rate							
EB02 Southend & Southminster Off-Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	30	120	943	Liv St - Wickford/Southminster/Southend Vic	Forward	STRATFORD	[redacted]
	2020-21 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Forward	LONDON LIVERPOOL STREET	[redacted]
	2021-22 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	NORTH FAMBRIDGE	[redacted]
	2022-23 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHEND VICTORIA	[redacted]
	2023-24 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	WICKFORD	[redacted]
EB02 Southend & Southminster Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	19	90	943	Liv St - Wickford/Southminster/Southend Vic	Forward	STRATFORD	[redacted]
	2020-21 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Forward	LONDON LIVERPOOL STREET	[redacted]
	2021-22 [redacted]1						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	NORTH FAMBRIDGE	[redacted]
	2022-23 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	SOUTHEND VICTORIA	[redacted]
	2023-24 [redacted]						943	Liv St - Wickford/Southminster/Southend Vic	Reverse	WICKFORD	[redacted]
EB03 Great	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	32	120	926	Colchester - Sudbury	Forward	MARKS TEY	[redacted]
							926	Colchester - Sudbury	Reverse	SUDBURY	[redacted]

Eastern Outers Off-Peak	2020-21 [redacted]					939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	COLCHESTER	[redacted]
	2021-22 [redacted]					939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	CHELMSFORD	[redacted]
	2022-23 [redacted]					939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	STRATFORD	[redacted]
	2023-24 [redacted]					939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	LONDON LIVERPOOL STREET	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	MANNINGTREE	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Forward	THORPE-LE- SOKEN	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	IPSWICH	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	HARWICH TOWN	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	WALTON-ON- NAZE	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	CLACTON	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	COLCHESTER	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	STRATFORD	[redacted]
						939	Liv St - Chelmsford/Colchester/Walton/Har wich P Qu	Reverse	BRAINTREE	[redacted]

							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CHELMSFORD	[redacted]
EB03 Great Eastern Outers Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	20	90	939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	COLCHESTER	[redacted]
	2020-21 [redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	CHELMSFORD	[redacted]
	2021-22 [redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	STRATFORD	[redacted]
	2022-23 [redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	LONDON LIVERPOOL STREET	[redacted]
	2023-24 [redacted]						939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	MANNINGTREE	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Forward	THORPE-LE-SOKEN	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	IPSWICH	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	HARWICH TOWN	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	WALTON-ON-NAZE	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CLACTON	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	COLCHESTER	[redacted]
				939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	STRATFORD	[redacted]			

							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	BRAINTREE	[redacted]
							939	Liv St - Chelmsford/Colchester/Walton/Harwich P Qu	Reverse	CHELMSFORD	[redacted]
EB04 Anglia Inter City Off-Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	45	270	770	Liverpool Street - Harwich International	Forward	LONDON LIVERPOOL STREET	[redacted]
							770	Liverpool Street - Harwich International	Reverse	HARWICH INTERNATIONAL	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	LONDON LIVERPOOL STREET	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	STRATFORD	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	IPSWICH	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	IPSWICH	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	NORWICH	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	STRATFORD	[redacted]
EB04 Anglia Inter City Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	29	180	770	Liverpool Street - Harwich International	Forward	LONDON LIVERPOOL STREET	[redacted]
							770	Liverpool Street - Harwich International	Reverse	HARWICH INTERNATIONAL	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	LONDON LIVERPOOL STREET	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	STRATFORD	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Forward	IPSWICH	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	IPSWICH	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	STRATFORD	[redacted]
							781	Liverpool Street - Ipswich/Norwich	Reverse	NORWICH	[redacted]
EB05	2019-20	[redacted]	[redacted]	[redacted]	[redacted]	270	891	Ipswich - Saxmundham - Lowestoft	Forward	IPSWICH	[redacted]

Anglia Locals All Trains	[redacted] 2020-21 [redacted]						891	Ipswich - Saxmundham - Lowestoft	Reverse	LOWESTOFT	[redacted]
							893	Ipswich - Felixstowe	Forward	IPSWICH	[redacted]
	2021-22 [redacted]						893	Ipswich - Felixstowe	Reverse	FELIXSTOWE	[redacted]
	2022-23 [redacted]						894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Forward	BURY ST EDMUNDS	[redacted]
	2023-24 [redacted]						894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Forward	CAMBRIDGE	[redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Forward	IPSWICH	[redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Reverse	BURY ST EDMUNDS	[redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Reverse	PETERBOROU GH	[redacted]
							894	Harwich Intern - Bury St Edmunds/Cambridge/Peterbo	Reverse	CAMBRIDGE	[redacted]
							895	Norwich - Lowestoft	Forward	NORWICH	[redacted]
							895	Norwich - Lowestoft	Reverse	LOWESTOFT	[redacted]
							896	Norwich - Acle/Reedham - Great Yarmouth	Forward	NORWICH	[redacted]
							896	Norwich - Acle/Reedham - Great Yarmouth	Reverse	GREAT YARMOUTH	[redacted]
							897	Norwich - Cromer/Sheringham	Forward	NORWICH	[redacted]
							897	Norwich - Cromer/Sheringham	Reverse	CROMER	[redacted]
							899	Norwich - Cambridge	Forward	ELY	[redacted]
							899	Norwich - Cambridge	Forward	CAMBRIDGE	[redacted]
							899	Norwich - Cambridge	Reverse	ELY	[redacted]
						899	Norwich - Cambridge	Reverse	NORWICH	[redacted]	
EB06 West Anglia Outers Off-Peak	2019-20 [redacted]	[redacted]	[redacted]	[redacted]	25	180	911	Stansted Express	Forward	LONDON LIVERPOOL STREET	[redacted]
	2020-21 [redacted]						911	Stansted Express	Forward	TOTTENHAM HALE	[redacted]
	2021-22 [redacted]						911	Stansted Express	Reverse	STANSTED	[redacted]

	2022-23 [redacted] 2023-24 [redacted]									AIRPORT	
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	LONDON LIVERPOOL STREET	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	TOTTENHAM HALE	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	STANSTED AIRPORT	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE NORTH	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	BISHOPS STORTFORD	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE	[redacted]
							915	Cambridge - Kings Lynn	Forward	CAMBRIDGE	[redacted]
							915	Cambridge - Kings Lynn	Forward	ELY	[redacted]
							915	Cambridge - Kings Lynn	Reverse	ELY	[redacted]
							915	Cambridge - Kings Lynn	Reverse	KINGS LYNN	[redacted]
EB06 West Anglia Outers Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	21	120	911	Stansted Express	Forward	LONDON LIVERPOOL STREET	[redacted]
							911	Stansted Express	Forward	TOTTENHAM HALE	[redacted]
							911	Stansted Express	Reverse	STANSTED AIRPORT	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	LONDON LIVERPOOL STREET	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Forward	TOTTENHAM HALE	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	CAMBRIDGE NORTH	[redacted]
							913	Liverpool Street - Bishops Stortford/Cambridge	Reverse	BISHOPS STORTFORD	[redacted]
							913	Liverpool Street - Bishops	Reverse	CAMBRIDGE	[redacted]

								Stortford/Cambridge			
							915	Cambridge - Kings Lynn	Forward	CAMBRIDGE	[redacted]
							915	Cambridge - Kings Lynn	Forward	ELY	[redacted]
							915	Cambridge - Kings Lynn	Reverse	ELY	[redacted]
							915	Cambridge - Kings Lynn	Reverse	KINGS LYNN	[redacted]
EB07 West Anglia Inners Off-Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	49	180	920	Liverpool Street - Hertford East	Forward	LONDON LIVERPOOL STREET	[redacted]
							920	Liverpool Street - Hertford East	Forward	STRATFORD	[redacted]
							920	Liverpool Street - Hertford East	Reverse	HERTFORD EAST	[redacted]
							920	Stratford – Meridian Water	Reverse	MERIDIAN WATER	[redacted]
EB07 West Anglia Inners Peak	2019-20 [redacted] 2020-21 [redacted] 2021-22 [redacted] 2022-23 [redacted] 2023-24 [redacted]	[redacted]	[redacted]	[redacted]	29	120	912	Liverpool Street - Enfield Town/Cheshunt	Forward	LONDON LIVERPOOL STREET	[redacted]
							912	Liverpool Street - Enfield Town/Cheshunt	Reverse	CHESHUNT	[redacted]
							920	Liverpool Street - Hertford East	Forward	LONDON LIVERPOOL STREET	[redacted]
							920	Liverpool Street - Hertford East	Reverse	HERTFORD EAST	[redacted]