

Jonathan Rodgers
Senior Executive, Access & Licensing
Telephone: 0207 282 3775
E-mail: jonathan.rodgers@orr.gsi.gov.uk



7 December 2018

Julia Stanyard
Customer Manager (Chiltern Railways)
Network Rail Infrastructure Limited
Floor 1, Baskerville House
Centenary Square
Birmingham
B1 2ND

Bevis Thomas
The Chiltern Railway Company Limited
Banbury Integrated Control Centre
Higham Way (off Merton Street)
Banbury
Oxon
OX16 4RN

Dear Julia and Simon

Approval of the one hundred and twenty sixth supplemental agreement to the track access contract between Network Rail Infrastructure Limited (Network Rail) and The Chiltern Railway Company Limited

1. We have today approved the above supplemental agreement submitted to us formally on 6 December 2018 under section 22 of the Railways Act 1993 (the Act). This follows an earlier informal submission of a draft agreement for our consideration. The purpose of this letter is to set out the reasons for our decision.

2. The purpose of this agreement is to amend Chiltern's Track Access Contract to reflect service changes it is making to the December timetable, as follows:

- Aylesbury to London Marylebone - one additional firm right each weekday
- London Marylebone to Aylesbury – one additional firm right Friday only
- Aylesbury to London Marylebone – one additional firm right Sunday only
- South Ruislip to Paddington/Paddington to High Wycombe – one additional firm right each weekday
- South Ruislip to West Ealing/West Ealing to High Wycombe – one additional firm right each weekday.

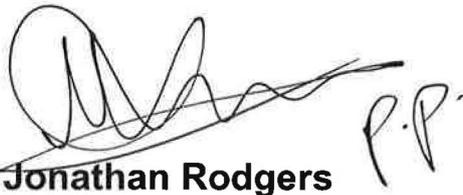
3. Network Rail undertook the usual industry consultation from 13 September to 12 October 2018. Transport Focus responded, supporting the application. Chinnor & Princes Risborough Railway responded and said they had no comments. GWR had a query regarding the West Ealing right, which was resolved via correspondence.

5. In considering the agreement and in reaching our decision, we have had to weigh and strike the appropriate balance in discharging our statutory duties under section 4 of the Act. We have concluded that approval of this supplemental agreement is consistent with our section 4 duties, in particular those relating to protecting the interests of users of railway services (section 4(1)(a)), promoting the use of the railway network for the carriage of passengers (section 4(1)(b)) and enabling persons providing railway services to plan their businesses with a reasonable degree of assurance (section 4(1)(g)).

6. Under clause 18.2.4 of the track access contract, Network Rail is required to produce a conformed copy, within 28 days of any amendment being made, and send copies to ORR and the Train Operator. Please send the conformed copy to me at ORR.

7. Electronic copies of this letter, the approval notice and the agreement will be sent to Keith Merritt at Department for Transport to Peter Craig at Network Rail. Copies of the approval notice and the agreement will be placed on ORR's public register and copies of this letter and the agreement will be placed on the ORR website.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Jonathan Rodgers', with a long, sweeping flourish extending to the right. To the right of the signature are the initials 'P.P.' written in a similar cursive style.

Jonathan Rodgers