

**Claire Brooks**  
Access Executive



7 February 2024

Gary Davies-Knight  
Transport for Wales CV Infrastructure Depot  
TY Trafnidiaeth  
Treforest Industrial Estate  
Pontypridd CF37 5UR

Chris Dellard  
Head of Access Planning  
Transport for Wales Rail Ltd  
1<sup>st</sup> Floor, St Patrick's House  
17 Penarth Road  
Cardiff CF10 5ZA

Dear Gary and Chris

**Approval of the 9<sup>th</sup> supplemental agreement to the track access contract between Seilwaith Amey Cymru/Amey Infrastructure Wales Limited and Transport for Wales Rail Limited dated 24 December 2019**

We have today approved the above supplemental agreement submitted to us formally on 5 February 2024 under section 22 of the Railways Act 1993 (the Act). This follows an earlier informal submission of a draft agreement for our consideration. This letter explains the reasons for our decision.

**Purpose**

The purpose of this agreement is to update the Quantum only Access Rights in Table 2.1 to accommodate a new timetable, to be introduced in June 2024 (Subsidiary Change Date) and update the Calling Patterns in Table 4.1, to align with the changes to Table 2.1

Rights will commence from SCD 2024 and will cease at the end of current Track Access Contract.

**Industry consultation**

Network Rail undertook the usual industry consultation. No concerns were raised.



## **ORR review**

Our review of the application raised no operational, performance or economic concerns.

## **Our duties under section 4 of the Act and our decision**

We have concluded that approval of this supplemental agreement strikes the appropriate balance in discharging our statutory duties under section 4 of the Act; 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)).

## **Conformed copy of the track access agreement**

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.

## **Public register and administration**

Electronic copies of this letter, the approval notice and the agreement will be sent to the Department for Transport and Network Rail's Policy and Access Team. Copies of the approval notice and the agreement will be placed on ORR's public register (website) and copies of this letter and the agreement will be placed on the ORR website.

Yours sincerely

**Claire Brooks**