

**Michael Albon**  
**Executive, Access and Licensing**  
Telephone: 020 7282 3660  
Email: michael.albon@orr.gsi.gov.uk



12 April 2016

Carew Satchwell  
Route Contracts Manager  
Network Rail  
Floor 11, The Mailbox  
100 Wharfside Street  
Birmingham  
B1 1RT

Darren Horley  
Commerical & Operations Strategy Manager  
West Coast Trains Limited  
Floor 1 West, Meridian  
85, Smallbrook Queensway  
Birmingham  
B5 4HA

Dear Carew and Darren

## **Consent to a Supplement to the List of Capacity Charge Rates: West Coast Trains Limited**

1. On 12 April 2016 the Office of Rail and Road (ORR) issued a notice of consent to a supplement to the List of Capacity Charge Rates submitted to us by Network Rail Infrastructure Limited (Network Rail ) on 4 April 2016 under Paragraph 10(4) of Part 2 of Schedule 7 to the Track Access Contract between Network Rail and West Coast Trains Limited (WCT), (jointly the “parties”). The purpose of this letter is to set out the reasons for our decision.

### **Purpose of the change**

2. The purpose is to supplement the List of Capacity Charge Rates to apply rates for a service code, HF99, relating to WCT’s Test Trains and Empty Coaching Stock (ECS) movements. The new rate is required because there has not previously been an appropriate rate in place for this service group.

### **Consultation**

3. There was no requirement for industry consultation in this matter as it has no effect on any other train operator.

### **ORR review**

4. We are content that the proposal rates are appropriate.

**Effective Date**

5. Sub-paragraph 9.9 states that consent by ORR shall have effect from such date as ORR shall determine. We are content with the parties' request to apply the rate retrospectively from 1 April 2016.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Michael Albon', with a long, sweeping underline.

**Michael Albon**