

Bill Hammill
Manager, Track Access
Telephone 020 7282 2088
E-mail bill.hammill@orr.gsi.gov.uk



OFFICE OF RAIL REGULATION

16 March 2015

Ed Neave
Secretary, Class Representative Committee
Network Rail Infrastructure Limited
The Quadrant:MK
Elder Gate
Milton Keynes
MK9 1EN

APPROVAL OF PROPOSAL FOR CHANGE 65 RELATING TO PART J OF THE NETWORK CODE AND THE ACCESS DISPUTE RESOLUTION RULES

1. The Office of Rail Regulation has today approved Proposal for Change 65 (PfC65) to Part J of the Network Code and to the Access Dispute Resolution Rules (ADRR), which was submitted to it by the Class Representative Committee (CRC) on 11 March 2015. This proposal sponsored by ORR, implements changes to Part J of the Network Code and to ADRR to ensure that ORR's model template track access contracts comply with the re-opener provisions in regulation 18(5) of the Railways (Access and Management) Regulations 2005.
2. ORR has sponsored these changes and has reviewed the consultation responses received and considered by the CRC at its meeting on 6 February 2015. ORR undertook to revise PfC65 to take account of those consultation responses and of the views expressed by CRC members. A revised Proposal for Change was considered by CRC at its meeting on 6 March 2015. PfC65 (as modified) was approved by CRC by a majority vote (6:2). ORR has approved the modified proposal because it is satisfied that the changes are necessary to ensure compliance with the Railways (Access and Management) Regulations 2005. The approval is also consistent with ORR's section 4 duties.
3. In accordance with Condition C9.1.2 of the Network Code, the amendments to Part J of the Network Code and to ADRR shall have effect on 1 April 2015.
4. In giving CRC notice of approval ORR will also copy this letter and attached notice to all parties identified under Conditions A4.1 and C9.1.1 of the Network Code.
5. A copy of this letter, the approval notice and the proposals will be placed on ORR's website. A copy of the approval notice will also be placed on ORR's public register.

Bill Hammill



INVESTOR IN PEOPLE

16th March 2015

NOTICE OF APPROVAL OF CHANGEs TO PART J OF THE NETWORK CODE AND TO THE ACCESS DISPUTE RESOLUTION RULES

1. This notice is given under Condition C7.1.3 of the Network Code. Terms defined in the Network Code have the same meaning in this notice. References in this notice to Conditions are references to Conditions of the Network Code.
2. The Class Representative Committee (CRC) submitted Proposal for Change 65 under Condition C7.1.1 on 11 March 2015. The CRC has also submitted a written memorandum explaining the reasons for the proposed changes and details of the result of the consultation process as required by Condition C7.1.1.
3. The Secretary to the CRC has informed me that the Proposal for Change was endorsed by the CRC by a majority vote at its meeting on 6 March 2015.
4. ORR now gives notice to the CRC that it approves Proposal for Change 65 for the purpose of Condition C7.1.3.
5. A copy of the original Proposal for Change and of the modified and final drafting changes required to Part J of the Network Code and to the Access Dispute Resolution Rules is attached to this notice.

A handwritten signature in black ink, appearing to read 'Bill Hammill', with a long horizontal stroke extending to the right.

Bill Hammill
Manager, Track Access

