



Department
for Transport



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Wednesday 27 April 2016

Dear *John,*

Crossrail services to Heathrow: Application to the Office of Rail and Road

As you will be aware, Crossrail services are currently scheduled to commence between Paddington and Heathrow Airport in May 2018. In order for this to happen, appropriate terms of access need to be agreed sufficiently in advance to allow, amongst other things, the usual industry timetabling process to take place.

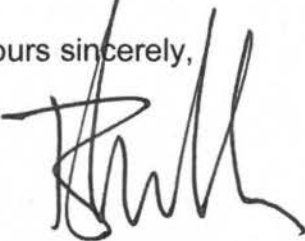
The Secretary of State entered into a Deed of Undertaking with Heathrow Airport Limited ("HAL") and others in 2008. This included a commitment by HAL to comply with the Railways Infrastructure (Access and Management) Regulations 2005 (the "2005 Regulations"), initially by May 2015, but subsequently by August 2015, following an extension.

In the view of the Crossrail Sponsors, to date, the contractual documentation provided by HAL to allow the operation of Crossrail trains on Heathrow's rail infrastructure does not comply with the 2005 Regulations. Regrettably, this is despite the considerable number of comments provided to HAL's advisers over the past year by the Crossrail Sponsors.

In any event, and irrespective of the question of compliance with 2005 Regulations, we also continue to have significant concerns with a large number of the terms proposed by HAL.

Our view remains that the documents as they currently stand are not fit for purpose and this now poses a significant risk to our plans for the start of Crossrail services to Heathrow Airport in 2018. I am sure you will agree that it is in the interests of both the Crossrail Sponsors and HAL to ensure that there is no delay to the May 2018 milestone.

Therefore, on behalf of the Crossrail Sponsors, I am writing to notify HAL that Transport for London will be making an application to the Office of Rail and Road under the 2005 Regulations to ensure suitable terms of access. TfL expect to make the application on or around April 29th and we will provide you with a copy directly.

Yours sincerely,


Bernadette Kelly
**Director General, Rail Group, Department for Transport
Chair, Crossrail Sponsor Board**

cc.

Mike Brown, Commissioner, Transport for London.

Ian Nunn, Chief Financial Officer, Transport for London.

David Hughes, Director of Major Programme Sponsorship, Transport for London.

Howard Smith, Operations Director, Crossrail Ltd.

Matt Lodge, Director, Major Projects, Rail Group, DfT.

Lucy Chadwick, Director General, International Security & Environment, DfT.

Simon Earles, Planning & Surface Access Director, Heathrow Airport Limited.