

Seventy Third Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

ABELLIO EAST ANGLIA LIMITED

as Train Operator

Relating to the Track Access Contract dated December
10th 2004

CONTENTS

1.	INTERPRETATION	1
2.	EFFECTIVE DATE AND TERM	1
3.	AMENDMENTS TO SCHEDULE 5	2
4.	EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT	2 2
5.	THIRD PARTY RIGHTS	2
6.	LAW	2
7.	COUNTERPARTS	2
	APPENDIX	3

THIS SEVENTY-THIRD SUPPLEMENTAL AGREEMENT is dated 30/08/2019-2019 and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, ("Network Rail"), a company registered in England under number 2904587 having its registered office at 1 Eversholt Street, London, NW1 2DN, and
- (2) **ABELLIO EAST ANGLIA LIMITED**, (the "Train Operator"), a company registered in England under number 07861414 having its registered office at St Andrew's House, 2nd Floor, 18-20 St Andrew's Street, London, EC4A 3AG

WHEREAS:

- (A) The parties entered into a Track Access Contract (Passenger Services) dated 10th December 2004 in a form approved by the Office of Rail and Road pursuant to section 18(7) of the Act, as amended by various supplemental agreements each in a form approved by ORR pursuant to section 22 of the Act and subsequently assigned pursuant to Section 12(2) of the Railways Act (2005) (which track access contract is hereafter referred to as the "Contract").
- (B) The parties now propose to enter into this Supplemental Agreement in order to amend the Contract as described herein.

IT IS HEREBY AGREED as follows:

1. **INTERPRETATION**

In this Supplemental Agreement:

- (A) Words and expressions defined in and rules of interpretation set out in the Contract shall have the same meaning and effect when used in this Supplemental Agreement except where the context requires otherwise;
- (B) "Effective Date" means the later of:
 - (1) 02.00 8 September 2019; and
 - (2) the date upon which the ORR issues its approval pursuant to section 22 of the Act of the terms of this Supplemental Agreement.

2. **EFFECTIVE DATE AND TERM**

The amendments to the Contract pursuant to this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect on the expiry or earlier termination of the Contract.

3. AMENDMENTS TO SCHEDULE 5

- 3.1 Table 2.1 'Passenger Train Slots' for EB02 Southend and Southminster, EB06 West Anglia Outer and EB07 West Anglia Inner shall be deleted in their entirety and replaced with the versions contained in the Appendix to this Supplemental Agreement.
- 3.2 Table 2.2 'Additional Passenger Train Slots' for EB07 West Anglia Inner shall be deleted in its entirety and replaced with the version contained in the Appendix to this Supplemental Agreement.
- 3.3 Table 4.1 'Calling Patterns' for EB02 Southend and Southminster, EB06 West Anglia Outer and EB07 West Anglia Inner shall be deleted in their entirety and replaced with the versions contained in the Appendix to this Supplemental Agreement.

4. EFFECT OF THIS SUPPLEMENTAL AGREEMENT ON THE CONTRACT

The Contract, as amended by this Supplemental Agreement, shall remain in full force and effect in accordance with its terms, and during the period in which the amendments made by this Supplemental Agreement are to have effect all references in the Contract to "the contract", "herein", "hereof", "hereunder" and other similar expressions shall, unless the context requires otherwise, be read and construed as a reference to the Contract as amended by this Supplemental Agreement.

5. THIRD PARTY RIGHTS

No person who is not a party to this Supplemental Agreement shall have any right under the Contracts (Rights of Third Parties) Act 1999 to enforce any term of this Supplemental Agreement.

6. LAW

This Supplemental Agreement shall be governed by, construed and given effect to in all respects in accordance with English Law.

7. COUNTERPARTS

This Supplemental Agreement may be executed in two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS whereof the duly authorised representatives of Network Rail and the Train Operator have executed this Supplemental Agreement on the date first above written

SIGNED by 

Print name MARK BRODEN
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED

SIGNED by 

Print name JAMIE BURLLES
Duly authorised for and on behalf of
ABELLIO EAST ANGLIA LIMITED

APPENDIX 1

Table 2.1: Passenger Train Slots

1						2					
Service Group EB02 Southend and Southminster											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Liverpool Street	Southend Victoria	Direct	Fast (EB02.1)	Off-Peak: 21943001 Peak: 25943001	321	n/a	17	48	65	55	36
Liverpool Street	Southminster	Direct	Semi fast (EB02.2)	Off-Peak: 21943001 Peak: 25943001	321	n/a	3	0	3	0	0
Liverpool Street	Southend Airport	Direct	Fast (EB02.5)	21943001	321	n/a	0	1	1	1	0
Shenfield	Southminster	Direct	Stopping (EB02.3)	21943001	321	n/a	n/a	2	2	0	0
Wickford	Southminster	Direct	Stopping (EB02.4)	21943001	321	n/a	n/a	21	21	27	16

1						2					
Service Group EB02 Southend and Southminster											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Southend Victoria	Liverpool Street	Direct	Fast (EB02.1)	Off-Peak: 21943001 Peak: 25943001	321	15	n/a	49	64	54	34
Southend Airport	Liverpool Street	Direct	Fast (EB02.5)	21943001	321	0	n/a	1	1	1	1
Southminster	Liverpool Street	Direct	Semi fast (EB02.2)	Off-Peak: 21943001 Peak: 25943001	321	4	n/a	3	7	1	0
Southminster	Shenfield	Direct	Stopping (EB02.3)	21943001	321	n/a	n/a	2	2	0	2
Southminster	Wickford	Direct	Stopping (EB02.4)	21943001	321	n/a	n/a	18	18	25	14

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Liverpool Street	Kings Lynn	Brimsgate	Semi fast (EB06.7)	Off-Peak: 21915000 Peak: 25913000 ⁱ	317	n/a	1	1	2	0	0
Liverpool Street	Cambridge	Brimsgate	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	317	n/a	6	9	15	3	1
Liverpool Street	Cambridge	Brimsgate	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	317	n/a	2	14	16	18	15
Liverpool Street	Cambridge North	Brimsgate	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	317	n/a	2	13	15	17	14

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Liverpool Street	Stansted Airport	Brimmsdown	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	379	n/a	12	62	74	74	73
Liverpool Street	Stansted Airport	Southbury	Fast (EB06.5)	21911000	379	n/a	0	2	2 ¹	1	0
Liverpool Street	Bishops Stortford	Brimmsdown	Stopping (EB06.1)	21913000	317	n/a	0	1 ¹	1	0	2
Cambridge	Ely	Direct	Non stop (EB06.12)	21915000	317	n/a	n/a	3	3	0	0
Bishops Stortford	Cambridge	Direct	Stopping (EB06.8)	21913000	317	n/a	n/a	1	1	0	0
Kings Lynn	Liverpool Street	Brimmsdown	Semi fast (EB06.7)	25913000 ^h	317	2	n/a	0	2	0	0
Cambridge	Liverpool Street	Brimmsdown	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	317	9	n/a	22	18	2	0

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Cambridge	Liverpool Street	Brimsdwn	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	317	3	n/a	10	13	17	17
Cambridge	Liverpool Street	Southbury	Stopping (EB06.5)	21913000	317	0	n/a	0	0	1	0
Cambridge North	Liverpool Street	Brimsdwn	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	317	0	n/a	0	13	17	13
Stansted Airport	Liverpool Street	Brimsdwn	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	379	12	n/a	59	71	73	69
Stansted Airport	Liverpool Street	Southbury	Stopping (EB06.5)	21911000	379	0	n/a	6	6	2	6
Bishops Stortford	Liverpool Street	Brimsdwn	Stopping (EB06.1)	21913000	317	1	n/a	1 ^k	2	1	1

1						2					
Service Group EB06 West Anglia Outer											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Cambridge North	Bishops Stortford	Direct	Stopping(EB 06.17)	21913000	317	n/a	n/a	0	0	0	1
Cambridge North	Stratford	Brimsdwn	Stopping (EB06.18)	21913000	317	n/a	n/a	0	0	0	1
Cambridge	Cambridge North	Direct	Fast (EB06.19)	2191300	317	n/a	n/a	0	0	0	1
Cambridge	Stansted Airport	Direct	Stopping (EB06.11)	21913000	317	n/a	n/a	8	8	16	15
Stansted Airport	Cambridge	Direct	Stopping (EB06.11)	21913000	317	n/a	n/a	8	8	16	15
Cambridge	Stratford	Brimsdwn	Stopping (EB06.11)	21913000	317	n/a	n/a	0	1	0	0
Ely	Cambridge	Direct	Semi fast (EB06.6)	21915000	317	n/a	n/a	4	4	0	0
Cambridge	Bishops Stortford	Direct	Stopping (EB06.8)	21913000	317	n/a	n/a	1	1 ⁿ	1	0

1						2					
Service Group EB07 West Anglia Inner											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Liverpool Street	Hertford East	Brimsdown	Stopping (EB07.4)	Off-Peak: 21920000 Peak: 25920000	315	n/a	2	32	34	37	0
Liverpool Street	Hertford East	Seven Sisters	Stopping (EB07.5)	21912000	315	n/a	5	0	5	0	0
Liverpool Street	Broxbourne	Brimsdown	Stopping (EB07.11)	25920000	317	n/a	4	0	4	0	0
Stratford	Hertford East	Brimsdown	Stopping (EB07.6)	21920000	317	n/a	n/a	2	2	0	31
Broxbourne	Liverpool Street	Southbury	Stopping (EB07.10)	21912000	317	0	n/a	0	0	0	1
Broxbourne	Liverpool Street	Brimsdown	Stopping (EB07.11)	Off-Peak: 21920000 Peak: 25920000	317	3	n/a	0	3	1	0

1						2					
Service Group EB07 West Anglia Inner											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Hertford East	Liverpool Street	Brimsdwn	Stopping (EB07.4)	Off-Peak: 21920000 Peak: 25920000	315	2	n/a	32	34	36	0
Hertford East	Liverpool Street	Seven Sisters	Stopping (EB07.5)	Off-Peak: 21912000 Peak: 25912000	315	4	n/a	0	4	0	0
Hertford East	Stratford	Brimsdwn	Stopping (EB07.6)	21920000	317	n/a	n/a	4	4	0	31
Broxbourne	Hertford East	Direct	Stopping (EB07.8)	21920000	317	n/a	n/a	1	1	0	1
Hertford East	Broxbourne	Direct	Stopping (EB07.8)	21920000	317	n/a	n/a	0	0	1	0
Liverpool Street	Broxbourne	Brimsdwn	Fast (EB07.12)	21920000	317	n/a	0	2	2	0	0
Broxbourne	Liverpool Street	Brimsdwn	Fast (EB07.12)	21920000	317	0	n/a	4	4	0	0

1						2					
Service Group EB07 West Anglia Inner											
Service description						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
						Morning Peak	Evening Peak				
Stratford	Meridian Water	Direct	Stopping (EB07.13)	21920000	317	n/a	n/a	31	31	34	28
Meridian Water	Stratford	Direct	Stopping (EB07.13)	21920000	317	n/a	n/a	31	31	34	30

Table 2.2: Additional Passenger Train Slots

1				2					
Service Group EB06 West Anglia Outer									
Service description				Passenger Train Slots					
From	To	Via	Description	Peak times		Off-Peak times	Weekday ¹	Saturday	Sunday
				Morning Peak	Evening Peak				
Stratford	Bishops Stortford	Brimsgate	Stopping (EB06.16)	n/a	n/a	31	31	33	0
Bishops Stortford	Stratford	Brimsgate	Stopping (EB06.16)	n/a	n/a	29	29	34	1
Harlow Town	Stratford	Brimsgate	Stopping (EB06.19)	n/a	n/a	1	1	0	0

Table 4.1: Calling Patterns

1					2	3
Service Group: EB02 Southend and Southminster						
Service description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
Liverpool Street	Southend Victoria	Direct	Fast (EB02.1)	Off-Peak: 21943001 Peak: 25943001	Stratford, Shenfield, Billericay, Wickford, Rayleigh, Hockley, Rochford, Southend Airport, Prittlewell	Ilford, Romford
Liverpool Street	Southend Airport	Direct	Fast (EB02.5)	21943001	Stratford	Shenfield
Shenfield	Southminster	Direct	Stopping (EB02.3)	21943001	Billericay, Wickford, Battlesbridge, South Woodham Ferrers, North Fambridge, Althorne, Burnham-on-Crouch	N/A
Wickford	Southminster	Direct	Stopping (EB02.4)	21943001	Battlesbridge, South Woodham Ferrers, North Fambridge, Althorne, Burnham-on- Crouch	N/A
Southminster	Liverpool Street	Direct	Semi fast (EB02.2)	21943001	Burnham-on-Crouch, Althorne, North Fambridge, South Woodham Ferrers, Battlesbridge, Wickford, Billericay, Shenfield, Stratford	Romford

Table 4.1: Calling Patterns

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Kings Lynn	Brimsgate	Semi fast (EB06.7)	Off-Peak: 21913000 Peak: 25915000	Tottenham Hale, Broxbourne, Harlow Town, Bishops Stortford, Audley End, Whittlesford Parkway, Cambridge, Waterbeach, Ely, Littleport, Downham Market, Watlington	Sawbridgeworth
Liverpool Street	Cambridge	Brimsgate	Stopping (EB06.2)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	Lea Bridge
Liverpool Street	Cambridge	Brimsgate	Fast (EB06.3)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Broxbourne, Harlow Town, Bishops Stortford, Audley End, Whittlesford Parkway	Cheshunt, Sawbridgeworth

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Cambridge North	Brimsgate	Stopping (EB06.16)	Off-Peak: 21913000 Peak: 25913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford, Cambridge, Cambridge North	Lea Bridge
Liverpool Street	Stansted Airport	Brimsgate	Fast (EB06.4)	Off-Peak: 21911000 Peak: 25911000	Tottenham Hale	Cheshunt, Harlow Town, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet
Liverpool Street	Stansted Airport	Southbury	Fast (EB06.5)	21911000	N/A	Seven Sisters
Liverpool Street	Bishops Stortford	Brimsgate	Stopping (EB06.1)	21913000	Hackney Downs, Tottenham Hale, Ponders End, Brimsgate, Enfield Lock, Waltham Cross, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth	Stratford, Lea Bridge
Liverpool Street	Bishops Stortford	Southbury	Stopping (EB06.5)	21912000	Hackney Downs, Seven Sisters, Edmonton Green, Southbury, Turkey Street, Theobalds Grove, Cheshunt, Broxbourne, Harlow Town	N/A

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Ely	Brimsgate	Semi fast (EB06.6)	21913000	Tottenham Hale, Cheshunt, Broxbourne, Roydon, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford, Cambridge, Waterbeach	N/A
Stratford	Cambridge	Brimsgate	Stopping (EB06.11)	21913000	Tottenham Hale, Cheshunt, Roydon, Broxbourne, Harlow Town, Harlow Mill, Sawbridgeworth, Bishops Stortford, Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	Lea Bridge
Stratford	Bishops Stortford	Brimsgate	Stopping (EB06.16)	21913000	Lea Bridge, Tottenham Hale, Cheshunt, Broxbourne, Harlow Town, Sawbridgeworth,	Roydon, Harlow Mill
Cambridge	Ely	Direct	Non-stop (EB06.12)	21915000	N/A	N/A
Bishops Stortford	Cambridge	Direct	Stopping (EB06.8)	21913000	Stansted Mountfitchet, Elsenham, Newport, Audley End, Great Chesterford, Whittlesford Parkway, Shelford	N/A

1					2	
Service Group EB06 West Anglia Outer						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Cambridge North	Stratford	Brimsgdown	Stopping (EB06.18)	21913000	Cambridge, Shelford, Whittlesford Parkway, Great Chesterford, Audley End, Newport, Elsenham, Stansted Mountfitchet, Bishops Stortford, Sawbridgeworth, Harlow Mill, Harlow Town, Roydon, Broxbourne, Cheshunt, Tottenham Hale	Lea Bridge
Cambridge	Stansted Airport	Direct	Stopping (EB06.11)	21913000	Audley End, Whittlesford Parkway	N/A
Harlow Town	Stratford	Brimsgdown	Stopping (EB06.19)	21913000	Roydon, Broxbourne, Cheshunt, Waltham Cross, Enfield Lock, Brimsgdown, Tottenham Hale, Lea Bridge	N/A

Table 4.1: Calling Patterns

1					2	
Service Group EB07 West Anglia Inner						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Liverpool Street	Hertford East	Brimmsdown	Stopping (EB07.4)	Off-Peak: 21920000 Peak: 25920000	Hackney Downs, Tottenham Hale, Ponders End, Brimmsdown, Enfield Lock, Waltham Cross, Cheshunt, Broxbourne, Rye House, St Margarets, Ware	Northumberland Park, Meridian Water, Lea Bridge
Liverpool Street	Hertford East	Southbury	Stopping (EB07.5)	21920000	Hackney Downs, Seven Sisters, Edmonton Green, Southbury, Turkey Street, Theobalds Grove, Cheshunt, Broxbourne, Rye House, St Margarets, Ware	Bethnal Green, Cambridge Heath, London Fields, Rectory Road, Stoke Newington, Stamford Hill, Bruce Grove, White Hart Lane, Silver Street
Stratford	Hertford East	Brimmsdown	Stopping (EB07.6)	21920000	Tottenham Hale, Northumberland Park, Meridian Water, Brimmsdown, Enfield Lock, Waltham Cross, Cheshunt, Broxbourne, Rye House, St Margarets, Ware	Lea Bridge
Stratford	Broxbourne	Brimmsdown	Stopping (EB07.7)	21912000	Tottenham Hale, Northumberland Park, Meridian Water, Enfield Lock, Cheshunt	Waltham Cross, Lea Bridge
Broxbourne	Hertford East	Brimmsdown	Stopping (EB07.8)	21920000	Rye House, St Margarets, Ware	N/A

1					2	
Service Group EB07 West Anglia Inner						
Service Description						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional Stations
Broxbourne	Liverpool Street	Southbury	Stopping (EB07.10)	21912000	Cheshunt, Theobalds Grove, Turkey Street, Southbury, Edmonton Green, Seven Sisters, Hackney Downs	N/A
Broxbourne	Liverpool Street	Brimsgate	Stopping (EB07.11)	25920000	Cheshunt, Waltham Cross, Enfield Lock, Brimsgate, Ponders End, Tottenham Hale	N/A
Stratford	Meridian Water	Direct	Stopping (EB07.13)	21912000	Lea Bridge, Tottenham Hale, Northumberland Park	N/A