

FIFTY FIFTH SUPPLEMENTAL AGREEMENT

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

NORTHERN TRAINS LIMITED

as Train Operator

relating to the Track Access Contract (Passenger
Services) dated 03 MARCH 2016

CONTENTS

1.	INTERPRETATION	1
2.	EFFECTIVE DATE AND TERM	1
3.	AMENDMENTS TO THE CONTRACT	2
4.	GENERAL	2
5.	THIRD PARTY RIGHTS	2
6.	LAW	2
7.	COUNTERPARTS	2

THIS FIFTY FIFTH SUPPLEMENTAL AGREEMENT is dated 10th June 2024

and made

BETWEEN:

- (1) **NETWORK RAIL INFRASTRUCTURE LIMITED**, a company registered in England under number 2904587 having its registered office at Waterloo General Office, London, SE1 8SW (“**Network Rail**”); and
- (2) **NORTHERN TRAINS LIMITED**, a company registered in England under number 03076444, having its registered office at George Stephenson House, Toft Green, York, England, YO1 6JT (the “**Train Operator**”).

BACKGROUND:

- (A) Network Rail and Arriva Rail North Limited entered into a Track Access Contract (Passenger Services) dated 3 March 2016 as amended by various supplemental agreements (which track access contract as subsequently amended is hereafter referred to as the “**Contract**”).
- (B) On 1st March 2020, the rights and obligations of Arriva Rail North Limited under the contract were transferred to the Train Operator pursuant to a transfer scheme made by the Secretary of State for Transport on 1st March under schedule 2 of the Railways Act 2005.
- (C) The parties propose to amend the Contract in the manner and on the terms described below.

IT IS HEREBY AGREED as follows:

1. INTERPRETATION

In this Supplemental Agreement:

- 1.1 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; and
- 1.2 “Effective Date” means: the date upon which the Office of Rail and Road issues its approval pursuant to section 22 of the Act of the terms of this Supplemental Agreement.

2. EFFECTIVE DATE AND TERM

The amendments made to the Contract as set out in this Supplemental Agreement shall have effect from the Effective Date and shall cease to have effect at the Expiry Date or earlier termination of the Contract.

3. AMENDMENTS TO THE CONTRACT

3.1. In Clause 1.1 Definitions in the front end of the Contract, the definition of 'expiry date' shall be deleted in its entirety and replaced with the following:

"Expiry Date" means Principal Change date December 2027;

3.2. In Schedule 5, Table 2.1 for service group ED05 West and North Yorkshire shall be deleted in its entirety and replaced with the table in Annex 1.

3.3. In Schedule 5, Table 2.1 for service group ED06 South and East Yorkshire Inter Urban 4' shall be deleted in its entirety and replaced with the table in Annex 2.

4. GENERAL

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 any number of counterparts, each of which when executed and delivered shall constitute an original, but all the counterparts shall together constitute but one and the same instrument.

IN WITNESS WHEREOF Network Rail and the Train Operator have, by their duly authorised representatives, entered into this Supplemental Agreement on the date first above written.

SIGNED by

CHRIS PYE
INFRASTRUCTURE DIRECTOR – NORTH WEST

duly authorised for and on behalf of)

NETWORK RAIL)
INFRASTRUCTURE LIMITED)

SIGNED by

ROB WARNES
STRATEGIC DEVELOPMENT DIRECTOR

duly authorised for and on behalf of)
NORTHERN TRAINS LIMITED)

Annex 1

Service Group ED05 – West and North Yorkshire Local

Table 2.1: Passenger Train Slots *16th 18th 30th 33rd 55th*

1						2					
Service Group ED05											
Service description: West and North Yorkshire Local						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Ilkley	Bradford Forster Square	Direct	ED05.1	11821020	333	7	0	18	25	25	14
Bradford Forster Square	Ilkley					0	8	18	26	26	14
Bradford Forster Square	Shipley		ED05.3	11818620		0	0	3	3	3	0
Shipley	Bradford Forster Square					0	0	3	3	3	0
Skipton	Bradford Forster Square		ED05.5	11820820		7	0	20	27	27	14
Bradford Forster Square	Skipton					0	8	19	27	27	14

Notes to Table:

1 Peak times – arriving Bradford Forster Square between 06:00 and 09:59, departing Bradford Forster Square between 1500 and 1859

2 Off-Peak times - arriving at and departing from Bradford Forster Square outside Peak times

3 Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”.

1						2					
Service Group ED05											
Service description: West and North Yorkshire Local						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Leeds	Bradford Forster Square	Direct	ED05.3	11818620	333	0	8	18	26	26	15
Bradford Forster Square	Leeds					7	0	20	27	27	15
Ilkley	Leeds		ED05.2	11819020		9	0	28	37	37	16
Leeds	Ilkley					0	10	27	37	37	16
Leeds	Skipton		ED05.4			0	9	27	36	36	15
Skipton	Leeds					9	0	27	36	36	18
Leeds	Manchester Victoria	Dewsbury	ED05.6	11874020	150	0	0	1	1	1	0
Leeds	Hebden Bridge					0	0	1	1	1	0
Manchester Victoria	Leeds		ED05.14	11874020		1	0	0	1	1	0
Leeds	Wigan Wallgate					0	2	9	11	11	0
				12225110							

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Wigan Wallgate	Leeds					0	0	10	10	10	0
Wigan North Western	Leeds					2	0	0	5	5	0
Leeds	Wigan North Western		ED05.14		150	0	1	4	5	5	0

1						2					
Service Group ED05											
Service description: West and North Yorkshire Local						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Leeds	Doncaster	Direct	ED05.8	11824820	321	0	5	13	18	17	7
Doncaster	Leeds					5	0	14	19	17	7
Leeds	Knottingley		ED05.9	11822820	150	0	3	14	17	16	7
Knottingley	Leeds					4	0	13	17	17	8
Castleford	Leeds		ED05.10	11822820	150	1	0	0	1	1	0
Leeds	Goole					0	1	0	1	1	0
Goole	Leeds					1	0	1	2	2	0
Sheffield	Leeds		Moorthorpe	ED05.11	11810920	150	4	0	15	19	17
Leeds	Sheffield	0					4	14	18	18	7
Brighouse	Leeds	Dewsbury	ED05.6	11874020	150	1	0	0	1	1	0

Notes to Table:

1 Peak times – arriving Leeds between 0600 and 0959, departing Leeds between 1500 and 1859

2 Off-Peak times - arriving at and departing from Leeds station outside Peak times

3 Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”.

1						2					
Service Group ED05											
Service description: West and North Yorkshire Local						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Knottingley	Wakefield Westgate	Direct	ED05.12	11822820	150	0	0	2	2	2	0
Wakefield Westgate	Knottingley		ED05.13	11822820	150	0	4	14	18	18	0
Knottingley	Wakefield Westgate					3	0	12	15	15	0
Leeds	Knottingley	Wakefield Westgate	ED05.13	11824820 11822820	150	0	0	0	0	0	8
Knottingley	Leeds	Wakefield Westgate	ED05.13	11824820 11822820	150	0	0	0	0	0	8

Notes to Table:

1 Peak times – arriving Wakefield Kirkgate between 0600 and 0959, departing Wakefield Kirkgate between 1500 and 1859

2 Off-Peak times - arriving at and departing from Wakefield Kirkgate outside Peak times

3 Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”.

Annex 2

Service Group ED06 – South and East Yorkshire Inter Urban

Table 2.1: Passenger Train Slots ^{18th 30th 33rd 40th 49th 55th}

1						2					
Service Group ED06											
Service description: South and East Yorkshire Inter Urban						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Hull	Beverley	Direct	ED06.4	11838821	156	0	0	2	2	2	0
Hull	Bridlington					0	0	7	7	7	2
Hull	Scarborough					0	0	2	2	2	1 (W) 2 (S) ⁴
Beverley	Hull					0	0	1	1	1	0
Bridlington	Hull					0	0	7	7	7	3
Scarborough	Hull					0	0	1	1	1	3
Doncaster	Hull	Goole					11838821 11808920	156	0	4	8
Hull	Doncaster		ED06.4	11816820	3	0	14		17	17	14

						2					
Service Group ED06											
Service description: South and East Yorkshire Inter Urban						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Sheffield	Hull	Goole	ED06.5	11838821 11808920 11816820	156	0	0	2	2	2	4
Sheffield	Beverley			11838821 11808920 11816821	150	0	0	0	0	0	0
Beverley	Sheffield					1	0	0	1	1	0

Sheffield	Bridlington				156	0	1	2	2	2	2
Sheffield	Scarborough				150	5	0	8	13	13	10
Hull	Sheffield					0	0	3	3	3	3
Bridlington	Sheffield					0	0	1	1	1	1
Scarborough	Sheffield					1	0	11	12	12	9
Scarborough	Sheffield					0	0	1	1	1	0
Sheffield	Hull	Selby	ED06.6	11838821 11807820	156	0	0	1	1	1	0
1						2					
Service Group ED06											
Service description: South and East Yorkshire Inter Urban						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
Adwick	Sheffield		ED06.2	11807820		3	2	5	10	10	0
Sheffield	Adwick					1	0	0	1	1	0
Doncaster	Adwick					0	0	4	4	4	1
Doncaster	Goole		ED06.3	11816820 11808920 11838821		0	0	3	3	3	0
Goole	Hull		ED06.3	11808920	150	0	0	3	3	3	0
Scunthorpe	Doncaster	Direct	ED06.7	11807820	150	1	0	7	8	8	0

Doncaster	Sheffield				0	0	5	5	5	15
Sheffield	Doncaster		ED06.6		3	0	3	6	6	15

1						2					
Service Group ED06											
Service description: South and East Yorkshire Inter Urban						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Goole	Sheffield		ED06.4	11807820	156	0	0	0	0	0	1
Doncaster	Scunthorpe	Direct	ED06.7			0	2	6	8	8	0

Notes to Table:

1 Peak times – arriving Doncaster between 06:00 and 09:59, departing Doncaster between 15:00 and 18:59

2 Off-Peak times – arriving at and departing from Doncaster outside Peak times

3 Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”

4 Winter (W) refers to timetable periods A to C and H to J with Summer (S) referring to timetable periods D to G – more specifically the second Sunday in April to the second Sunday in September.

1						2					
Service Group ED06											
Service description: South and East Yorkshire Inter Urban						Passenger Train Slots					
From	To	Via	Description	TSC	Timing Load	Peak times ¹		Off-Peak times ²	Weekday ³	Saturday	Sunday
						Morning Peak	Evening Peak				
Hull	York	Direct	ED06.9	21806000	156	0	0	0	0	0	5
Selby						0	0	1	1	0	0
York						0	0	1	1	1	7
York						0	0	2	2	1	0
Hull	York	Sherburn-in - Elmet				3	0	0	3	3	9
Selby						1	0	0	1	1	2
York						2	0	4	6	6	7
York						0	0	0	0	0	1
Scarborough	York	Hull		11838821 21806000	155	0	0	1	1	1	0
York	Bridlington		ED06.10	11838821 21806000	156	0	4	4	8	8	0
Bridlington	York		ED06.10	11838821 21806000	156	0	0	10	10	10	0

York	Bridlington	Direct	ED06.10	11838821 21806000	156	0	0	3	3	3	0
Bridlington	York	Direct	ED06.10	11838821 21806000	156	0	0	3	3	3	0

Notes to Table:

1 Peak times – arriving York between 06:00 and 09:59, departing York between 15:00 and 18:59

2 Off-Peak times – arriving at and departing from York outside Peak times

3 Passenger Train Slots listed under the sub-headings “Peak times” and “Off-Peak times” are the constituent parts of, and are not in addition to, those listed under the sub-heading “Weekday”.