

19th Supplemental Agreement

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

FIRST TRENITALIA WEST COAST RAIL LIMITED

as Train Operator

relating to the Track Access Contract (Passenger Services) dated 1st December 2022

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THIS 19TH SUPPLEMENTAL AGREEMENT is dated 11/07/2024 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) **FIRST TRENITALIA WEST COAST RAIL LIMITED**, a company registered in England under number 10349442 having its registered office at 8th Floor The Point, 37 North Wharf Road, London, United Kingdom, W2 1AF (the “Train Operator”).

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 0200hrs on 21 July 2024.

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. ORR – GENERAL APPROVAL

This Supplemental Agreement is entered into pursuant to the Passenger Access (Short Term Timetable and Miscellaneous Changes) General Approval 2023.

AMENDMENTS TO THE CONTRACT

3.1 Appendix 1 of Schedule 8 shall be deleted in its entirety and replaced with the entry set out in Annex 1.

4. GENERAL

The parties agree that 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” or, as the case may be, the “Agreement”, “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.

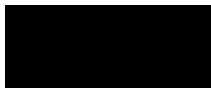
6. LAW

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

7. COUNTERPARTS

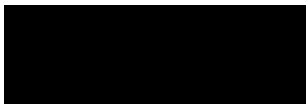
This Supplemental Agreement may be executed in two counterparts which, taken together, shall constitute one and the same document. Either party may enter into this Supplemental Agreement by signing either of such counterparts.

IN WITNESS of which 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: Gary Walsh, Route Director, West Coast South
Duly authorised for and on behalf of
NETWORK RAIL INFRASTRUCTURE LIMITED



SIGNED by

Print name: Andy Mellors
Duly authorised for and on behalf of
FIRST TRENITALIA WEST COAST RAIL LIMITED

ANNEX 1

Appendix 1 to Schedule 8

A	B	C	D	E	F	G	H		I	J	K	
Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting	
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate (£)								
HF01	2024-25	4.1519	██████	3.6934	██████	36	120	100	London Euston - Birmingham/Wolverhampton	Forward	COVENTRY	0.1364
London Euston - Birmingham/Wolverhampton	2025-26	4.1937						100	London Euston - Birmingham/Wolverhampton	Forward	LONDON EUSTON	0.3559
All Trains	2026-27	4.2821						100	London Euston - Birmingham/Wolverhampton	Forward	MILTON KEYNES CENTRAL	0.0380
	2027-28	4.3694						100	London Euston - Birmingham/Wolverhampton	Reverse	BIRMINGHAM NEW STREET	0.3184
	2028-29	4.4969						100	London Euston - Birmingham/Wolverhampton	Reverse	COVENTRY	0.0975
								100	London Euston - Birmingham/Wolverhampton	Reverse	RUGBY	0.0306
								100	London Euston - Birmingham/Wolverhampton	Reverse	SHREWSBURY	0.0072
								100	London Euston - Birmingham/Wolverhampton	Reverse	WOLVERHAMPTON	0.0160
HF02	2024-25	5.1987	██████	5.6397	██████	76	270	104	London Euston - North Wales	Forward	CHESTER	0.0454
London Euston - North Wales	2025-26	5.2553						104	London Euston - North Wales	Forward	CREWE	0.0765
All Trains	2026-27	5.3564						104	London Euston - North Wales	Forward	LONDON EUSTON	0.3374
	2027-28	5.4427						104	London Euston - North Wales	Forward	MILTON KEYNES CENTRAL	0.0000

OFFICIAL

A	B	C	D	E	F	G	H		I	J	K	
Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting	
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate (£)								
	2028-29	5.5804					104	London Euston - North Wales	Reverse	BANGOR	0.0920	
							104	London Euston - North Wales	Reverse	CHESTER	0.1924	
							104	London Euston - North Wales	Reverse	CREWE	0.2397	
							104	London Euston - North Wales	Reverse	HOLYHEAD	0.0135	
							104	London Euston - North Wales	Reverse	MILTON KEYNES CENTRAL	0.0000	
							104	London Euston - North Wales	Reverse	WREXHAM GENERAL	0.0031	
HF03	2024-25	4.6479	██████	3.1406	██████	38	120	108	London Euston - Manchester Piccadilly	Forward	CREWE	0.0426
London Euston - Manchester	2025-26	4.6905						108	London Euston - Manchester Piccadilly	Forward	LONDON EUSTON	0.4287
All Trains	2026-27	4.7874						108	London Euston - Manchester Piccadilly	Forward	STOKE-ON-TRENT	0.0622
	2027-28	4.8880						108	London Euston - Manchester Piccadilly	Reverse	CREWE	0.0284
	2028-29	5.0306						108	London Euston - Manchester Piccadilly	Reverse	MANCHESTER PICCADILLY	0.2801
								108	London Euston - Manchester Piccadilly	Reverse	MILTON KEYNES CENTRAL	0.0372
								108	London Euston - Manchester Piccadilly	Reverse	STOCKPORT	0.0872
								108	London Euston - Manchester Piccadilly	Reverse	STOKE-ON-TRENT	0.0336
HF04	2024-25	4.2591	██████	4.0605	██████	65	270	109	London Euston - Liverpool Lime Street	Forward	CREWE	0.0338

A	B	C	D	E	F	G	H		I	J	K		
Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting		
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate (£)									
London Euston - Liverpool All Trains	2025-26	4.3001					109	London Euston - Liverpool Lime Street	Forward	LONDON EUSTON	0.4732		
	2026-27	4.3871					109	London Euston - Liverpool Lime Street	Forward	MILTON KEYNES CENTRAL	0.0343		
	2027-28	4.4732					109	London Euston - Liverpool Lime Street	Reverse	CREWE	0.1294		
	2028-29	4.5988					109	London Euston - Liverpool Lime Street	Reverse	LIVERPOOL LIME STREET	0.3293		
HF06	2024-25	8.4386 ^{19th}	██████	5.6664	██████	91	270	112	London Euston - Carlisle/Glasgow	Forward	CARLISLE	0.0189	
London Euston - Carlisle/Scotland	2025-26	8.5435 ^{19th}						112	London Euston - Carlisle/Glasgow	Forward	LONDON EUSTON	0.4076	
All Trains	2026-27	8.7253 ^{19th}						112	London Euston - Carlisle/Glasgow	Forward	PRESTON	0.0581	
	2027-28	8.8753 ^{19th}						112	London Euston - Carlisle/Glasgow	Reverse	BLACKPOOL	0.0056	
	2028-29	9.1199 ^{19th}						112	London Euston - Carlisle/Glasgow	Reverse	CARLISLE	0.0906	
									112	London Euston - Carlisle/Glasgow	Reverse	GLASGOW CENTRAL	0.1232
									112	London Euston - Carlisle/Glasgow	Reverse	LANCASTER	0.0557
									112	London Euston - Carlisle/Glasgow	Reverse	PRESTON	0.1508
								112	London Euston - Carlisle/Glasgow	Reverse	WARRINGTON BANK QUAY	0.0895	
HF08	2024-25	6.7227	██████	4.0909	██████	69	172	114	London Euston - Scotland via W Midlands (Class 9s)	Forward	BIRMINGHAM NEW STREET	0.0906	
London - Scotland via West Midlands	2025-26	6.8000						114	London Euston - Scotland via W Midlands (Class 9s)	Forward	COVENTRY	0.0871	

OFFICIAL

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Service Group	Network Rail		TOC		Cancellation Minutes	Cap	Service Code		Direction	Monitoring Point	Weighting
	Performance Point	Payment Rate (£)	Performance Point	Payment Rate (£)							
All Trains	2026-27	6.9486					114	London Euston - Scotland via W Midlands (Class 9s)	Forward	CREWE	0.0708
	2027-28	7.0842					114	London Euston - Scotland via W Midlands (Class 9s)	Forward	LONDON EUSTON	0.2048
	2028-29	7.2918					114	London Euston - Scotland via W Midlands (Class 9s)	Forward	MILTON KEYNES	0.0000
							114	London Euston - Scotland via W Midlands (Class 9s)	Forward	PRESTON	0.0539
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	BIRMINGHAM NEW STREET	0.1760
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	CARLISLE	0.0614
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	COVENTRY	0.0368
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	CREWE	0.0666
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	EDINBURGH	0.0516
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	GLASGOW CENTRAL	0.0351
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	MILTON KEYNES	0.0000
							114	London Euston - Scotland via W Midlands (Class 9s)	Reverse	PRESTON	0.0653