

70TH SUPPLEMENTAL AGREEMENT

between

NETWORK RAIL INFRASTRUCTURE LIMITED

as Network Rail

and

TRANSPENNINE TRAINS LIMITED

as Train Operator

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

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THIS SEVENTIETH SUPPLEMENTAL AGREEMENT is dated 12th December 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) **TRANSPENNINE TRAINS LIMITED**, a company registered in England under number 12544930 having its registered office at Great Minister House, 2nd Floor Franchise Resilience and Mobilisation Team, 33 Horseferry Road, London, SW1P 4DR (the “**Train Operator**”).

BACKGROUND:

- (A) Network Rail and First TransPennine Express Limited entered into a Track Access Contract (Passenger Services) dated 03 March 2016 and amended by various supplemental agreements in a form approved and directed by the Office of Rail and Road pursuant to section 17 of the Railways Act 1993 (“the Act”) hereafter referred to as the “**Contract**”.
- (B) On 28 May 2023, the rights and obligations of First TransPennine Express Limited under the Contract were transferred to the Train Operator pursuant to a transfer scheme made by the Secretary of State for Transport on 28 May 2023 under schedule 2 of the Railways Act 2005.
- (C) Network Rail and the Train Operator (the parties) now propose to enter into this Supplemental Agreement to amend the Contract as described herein.

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: 02:00 15th December 2024.

2 ORR GENERAL APPROVAL

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

3 EFFECTIVE DATE AND TERM

The amendments made to the Contract as set out in this Supplemental Agreement shall have effect from 02:00 15th December 2024 and shall cease to have effect 90 days after the Effective Date.

4 AMENDMENTS TO THE CONTRACT

4.1 Table 4.1 of Schedule 5 of the Track Access Contract shall be deleted in its entirety and updated as follows as per Appendix A below:

Under 'Service Group EA01 – North Transpennine, Table 4.1: Additional Stations', the following additional stations will be added: Garforth, Howden, Gilberdyke, Deighton, Mirfield.

Under 'Service Group EA07 – Anglo-Scottish, Table 4.1: Additional Stations', the following additional stations will be added: Bolton

Under 'Service Group EA01 – North Transpennine, Table 4.1: From, To' the following Calling patterns will be amended: From Manchester Piccadilly, To Scarborough and From Scarborough to Manchester Piccadilly. They will be replaced with: From Manchester Victoria, To Scarborough and From Scarborough to Manchester Victoria.

5 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.

6 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.

7 LAW

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

8 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 Phil James)
Route Managing Director – North West



duly authorised for and on behalf of)
NETWORK RAIL)
INFRASTRUCTURE LIMITED)

SIGNED by **Chris Jackson**)
Managing **Director**



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

APPENDIX A**4 Calling Patterns**Table 4.1: Calling Patterns^{35th/40th/39th/43rd/44th/52nd/55th}

1					2	3
Service Group: EA01						
Service description: North Transpennine						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Manchester Piccadilly	Huddersfield		Eastbound	21733000	Stalybridge, Greenfield, Marsden,	Slaithwaite, Mossley
Huddersfield	Leeds		Eastbound	21733000	Deighton, Mirfield, Ravensthorpe, Dewsbury, Batley, Morley	Cottingley
Manchester Airport	Saltburn		Eastbound	21734000	Gatley, Manchester Piccadilly, Manchester Oxford Road, Manchester Victoria, Huddersfield, Dewsbury, Leeds, York, Thirsk, Northallerton, Yarm, Thornaby, Middlesbrough, Redcar Central	Cross Gates, Garforth, Darlington,

OFFICIAL

1					2	3
Service Group: EA01						
Service description: North Transpennine						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Liverpool Lime Street	Hull		Eastbound	21733000	Lea Green, Newton-Le-Willows, Manchester Victoria, Stalybridge, Mossley, Slaithwaite, Huddersfield, Leeds, Selby, Brough	Manchester Piccadilly, Garforth, Howden
Liverpool Lime Street	Newcastle	Manchester Victoria	Eastbound	21731000	Newton Le Willows, Manchester Victoria, Huddersfield, Leeds, York, Northallerton, Darlington, Durham, Chester-le-Street	Stalybridge, Thirsk, Lea Green
Newcastle	Edinburgh Waverley		Northbound	21731000	Morpeth, Dunbar Alnmouth, Berwick-upon-Tweed, Reston	Morpeth, Dunbar Alnmouth, Berwick-upon-Tweed, Reston East Linton
Manchester Victoria	Scarborough		Eastbound	21732000 21734000	Stalybridge, Mossley, Greenfield, Marsden, Slaithwaite, Huddersfield, Leeds, York, Malton, Seamer	Widnes, Irlam
Manchester Airport	York		Eastbound	21734000	Manchester Piccadilly, Manchester Oxford Road, Manchester Victoria, Huddersfield, Leeds, Dewsbury	East Didsbury, Garforth, Cross Gates

OFFICIAL

1					2	3
Service Group: EA01						
Service description: North Transpennine						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
York	Newcastle		Eastbound	21731000	Chester-le-Street	Darlington, Durham
Newcastle	Liverpool Lime Street	Manchester Victoria	Westbound	21731000	Chester-le-Street, Durham, Darlington, Northallerton, York, Leeds, Huddersfield, Manchester Victoria, Newton Le Willows	Thirsk, Lea Green
Leeds	Manchester Piccadilly		Westbound	21733000	Morley, Batley, Dewsbury, Ravensthorpe, Mirfield, Deighton, Huddersfield, Marsden, Greenfield, Stalybridge	Cottingham, Mossley, Slaithwaite
Leeds	Huddersfield		Westbound	21733000	Morley, Batley, Dewsbury, Ravensthorpe, Mirfield, Deighton,	Cottingham
Huddersfield	Manchester Piccadilly		Westbound	21733000	Marsden, Greenfield, Stalybridge	Mossley, Slaithwaite
Scarborough	Manchester Victoria		Westbound	21732000	Seamer, Malton, York, Leeds, Huddersfield, Slaithwaite, Marsden, Greenfield, Mossley, Stalybridge	

OFFICIAL

1					2	3
Service Group: EA01						
Service description: North Transpennine						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Saltburn	Manchester Airport		Westbound	21734000	Redcar Central, Middlesbrough, Thornaby, Yarm, Northallerton, Thirsk, York, Leeds, Dewsbury, Huddersfield, Manchester Victoria, Manchester Oxford Road, Manchester Piccadilly	Garforth, Darlington
York	Manchester Airport		Westbound	21734000	Garforth, Leeds, Huddersfield, Manchester Victoria, Manchester Oxford Road, Manchester Piccadilly	Dewsbury
Hull	Liverpool Lime Street		Westbound	21733000	Brough, Selby, Garforth Leeds, Batley, Dewsbury, Huddersfield, Slaithwaite, Mossley, Stalybridge, Manchester Victoria, Newton – Le – Willows, Lea Green	Gilberdyke, Howden, South Milford, Greenfield and Marsden, Manchester Piccadilly
Edinburgh Waverley	Newcastle		Southbound	21731000	Morpeth, Dunbar, Alnmouth, Berwick-upon-Tweed, Reston.	Cramlington, Morpeth, Dunbar, Alnmouth, Berwick-upon-Tweed, Reston. East Linton
Newcastle	York		Westbound	21731000		Durham, Darlington

OFFICIAL

1					2	3
Service Group: EA01						
Service description: North Transpennine						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Hull	Manchester Victoria		Westbound	21733000	Brough, Selby, Leeds, Dewsbury	
Huddersfield	York	Wakefield Kirkgate	Eastbound	21731000	Wakefield Kirkgate, Normanton, Castleford, Sherburn in Emlet	Church Fenton, Ulleskelf, Deighton, Mirfield
York	Huddersfield	Wakefield Kirkgate	Westbound	21731000	Sherburn in Emlet, Castleford, Normanton, Wakefield Kirkgate	Ulleskelf, Church Fenton, Deighton, Mirfield

1					2	3
Service Group: EA02						
Service description: South Transpennine						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
Cleethorpes	Manchester Airport	Stockport	Westbound Weekdays Saturdays Sundays	11817020	Grimsby Town, Habrough Barnetby, Scunthorpe, Doncaster, Meadowhall, Sheffield, Stockport, Manchester Piccadilly,	Althorpe, Crowle, Thorne South, Hatfield & Stainforth, Kirk Sandall, Dore, Chinley, Mauldeth Road, Burnage, East Didsbury, Gatley, Heald Green

OFFICIAL

1					2	3
Service Group: EA02						
Service description: South Transpennine						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
Cleethorpes	Liverpool Lime Street	Stockport, Rotherham Central	Westbound Sundays	11817020	Grimsby Town, Habrough, Barnetby, Scunthorpe, Doncaster, Conisbrough, Mexborough, Swinton (S. Yorks), Rotherham Central, Meadowhall, Sheffield, Stockport, Manchester Piccadilly, Urmston, Irlam, Birchwood, Warrington Central, Warrington West, Liverpool South Parkway	
Manchester Piccadilly	Sheffield	Huddersfield	Eastbound Weekdays	11817020		
Manchester Airport	Cleethorpes				Manchester Piccadilly, Stockport, Sheffield, Meadowhall, Doncaster, Scunthorpe, Barnetby, Haborough, Grimsby Town, Cleethorpes	
Liverpool Lime Street	Cleethorpes				Liverpool South Parkway, Warrington West, Warrington Central, Birchwood, Irlam, Urmston, Manchester Piccadilly, Stockport, Sheffield, Meadowhall, Rotherham Central, Swinton (S. Yorks), Mexborough, Conisbrough, Doncaster, Scunthorpe, Barnetby, Habrough, Grimsby Town	

OFFICIAL

1					2	3
Service Group: EA02						
Service description: South Transpennine						
Between	And	Via	Description	TSC	Regular Calling Pattern	Additional stations
Liverpool Lime Street	Doncaster				Liverpool South Parkway, Warrington West, Warrington Central, Birchwood, Irlam, Urmston, Manchester Piccadilly, Stockport, Sheffield, Meadowhall, Rotherham Central, Swinton (S. Yorks), Mexborough, Conisbrough	
Sheffield	Liverpool Lime Street				Stockport, Manchester Piccadilly, Manchester Airport, Manchester Oxford Road, Urmston, Irlam, Birchwood, Warrington Central, Liverpool South Parkway, Liverpool Lime Street	
Manchester Piccadilly	Sheffield	Huddersfield	Eastbound Saturdays	11817020		

OFFICIAL

1					2	3
Service Group: EA07						
Service description: Anglo-Scottish						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Manchester Airport	Glasgow Central	Carlisle	Northbound	21730001	Heald Green, Manchester Piccadilly, Manchester Oxford Road, Wigan North Western, Preston, Lancaster, Oxenholme Lake District, Penrith, Carlisle, Lockerbie, Carstairs, Motherwell	Bolton
Manchester Airport	Edinburgh	Carlisle	Northbound	21730001	Heald Green, Manchester Piccadilly, Manchester Oxford Road, Wigan North Western, Preston, Lancaster, Oxenholme Lake District, Penrith, Carlisle, Lockerbie, Haymarket	Bolton
Liverpool	Glasgow Central	Carlisle	Northbound	21730001	Wigan North Western, St Helen's Central, Preston, Lancaster, Oxenholme, Penrith, Carlisle, Lockerbie, Motherwell	
Glasgow Central	Manchester Airport	Carlisle	Southbound	21730001	Lockerbie, Carlisle, Penrith, Oxenholme Lake District, Lancaster, Preston, Wigan North Western, Manchester Oxford Road, Manchester Piccadilly, Heald Green	Bolton

OFFICIAL

1					2	3
Service Group: EA07						
Service description: Anglo-Scottish						
From	To	Via	Description	TSC	Regular Calling Pattern	Additional stations
Edinburgh	Manchester Airport	Carlisle	Southbound	21730001	Haymarket, Lockerbie, Carlisle, Penrith, Oxenholme Lake District, Lancaster, Preston, Wigan North Western, Manchester Oxford Road, Manchester Piccadilly, Heald Green	Bolton
Glasgow Central	Liverpool	Carlisle	Southbound	21730001	Motherwell , Lockerbie, Carlisle, Penrith, Ohenholme, Lancaster, Preston, St Helen's Central, Wigan North Western	