

**Steve Jones**

Executive, Access and Licensing

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Jules Graham  
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Alex Jackson  
Freight Account Manager  
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Dear Jules and Alex

**Consent to a supplement to the Track Usage Price List: JGAP & JPAF Vehicles**

1. The Office of Rail and Road (**ORR**) has today issued a Notice of Consent to a supplement to the Track Usage Price List, submitted to us jointly by Network Rail Infrastructure Limited (**Network Rail**) and Colas Rail Limited (**Colas**) on 12 August 2020 under paragraph 2.2.7 of Schedule 7 of the Track Access Contract (**TAC**) between Network Rail and Colas. This letter sets out the reasons for our decision.

**Purpose of the change**

2. The purpose of the supplement is to amend the Freight Variable Usage Charge (VUC) rates section of the Track Usage Price List to include the above vehicle types conveying construction materials.

**Consultation**

3. There is no requirement for industry consultation in this matter.

**ORR review**

4. These vehicles are not on the CP6 pricelist for the commodities concerned. The new CP6 VUC rates have been agreed between the parties using data from various appropriate sources and calculated using the CP6 VUC calculator. The application stated that the JGA-P and JPA-F wagons had been in operation since 11th October 2017 and 8th August 2016 respectively. It sought to apply these as the effective commencement dates for the agreement. However, Schedule 7, Paragraph 2.2.12 of the Freight Model Contract, states that price supplements take effect from the first day of VUC default period (the later of either the date on which the new registered equipment is first used on the network by the train operator or 1 April 2019).
5. Therefore, in line with above, these amendments shall have retrospective effect from 1 April 2019.

Yours sincerely

**Steve Jones**

