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Alex Jackson
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Dear Jules and Alex

Consent to a supplement to the Track Usage Price List: ICAD and TEAS wagons

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 9 October 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 industrial minerals.

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 commodity 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 ICAD and TEAS wagons had been in operation since 28 May 2019. It sought to apply 1 April 2019 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 28 May 2019.

Yours sincerely

Steve Jones

