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Nigel Oatway
Access Manager
EWS
310 Goswell Road
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16th June 2005

*✓ All covered
regd.*

Dear Nigel,

Third Party Notice Network Code Part J Section 7 Transfer Of Access Rights- Service Group 6221 (Lindsey Oil Terminal).

Following your application of 30th March 2005 requesting the transfer of access rights service group 6221 from Freightliner Heavy Haul to EWS, I can confirm that a Third Party Notice in accordance with Network Code Part J 7.2 was served against Freightliner Heavy Haul.

Please note that Freightliner Heavy Haul has agreed to surrender the following rights:

- 6M13 02.29 TTHO Lindsey Oil Refinery to Rectory Junction
- 6E85 13.43 TTHO Rectory Junction to Lindsey Oil Refinery
- 6M52 07.23 WO Lindsey Oil Refinery to Kingsbury
- 6E52 15.44 WO Kingsbury to Lindsey Oil Refinery
- 6M52 07.14 SO Lindsey Oil Refinery to Kingsbury
- 6E59 15.54 SO Kingsbury to Lindsey Oil Refinery

In accordance with Network Code Part J 7.9 Network Rail grants to you with immediate effect the access rights listed above, which have been surrendered by Freightliner Heavy Haul. The access rights are granted until the expiry of the EWS Access Agreement, in accordance with Network Code Part J7.0 (b) (ii).

Network Rail will notify the Office of Rail Regulation of the relevant modifications to both the EWS and Freightliner Heavy Haul Access Agreements as required by Network Code Part J 7.10.

Although Network Rail understands it is not necessary for these modifications to be separately approved by ORR through a Section 22 application, it suggests in order to keep the contract up to date that these modifications are included in the documentation submitted with the next Section 22 application.

I trust the above is self-explanatory but should you have any queries then please do not hesitate to contact me.

Yours sincerely

Vanessa Martin
Business Manager EWS

CC: Bill Hammill ORR.