



By Appointment to  
Her Majesty The Queen  
Royal Train Operator  
English Welsh & Scottish Railway Ltd  
London



3 IO Goswell Road  
London EC1V 7LW

Tel : +44 (0)20 7713 2430  
Internal 004 2430

Fax : +44 (0)20 7713 2432  
Internal 004 2432

Bill Hammill  
Manager, Track Access  
Office of the Rail Regulator  
1 Waterhouse Square  
138-142 Holborn  
LONDON  
EC1 N 2TQ

7 January 2003

Dear Bill

### **Criteria for approval of passenger track access contracts**

May I correct a misapprehension that is reflected in paragraph 2.40 of your consultation document. Whilst I understand that you are trying to draw out a contrast, there are very few freight services that could be regarded as non time-sensitive. The reason we have quantum rights is because in the markets that these rights serve, such as ESI coal, there are weekly changes in the source and destination of this traffic that make hard-wiring of the rights inappropriate.

Yours sincerely

**Graham Smith**  
Planning Director

DX: 400655 Islington  
e-mail: [graham.smith@ews-railway.co.uk](mailto:graham.smith@ews-railway.co.uk)  
<http://www.ews-railway.co.uk>

English Welsh & Scottish Railway Ltd

*Registered Office :*

3 IO Goswell Road London EC IV 7LW

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