

KTP/F544

Peter Ruback  
Head of Network  
Regulation  
Office of the Rail  
Regulator  
1 Waterhouse Square  
138-142 Holborn  
London



Dear Mr Ruback

**LOCAL OUTPUT COMMITMENTS AND THE PROVISION OF INFORMATION**

Thank you for the opportunity to comment on the draft proposals. In general, the proposals to formalise the flow of information between Network Rail and its customers to assist with forward planning are welcomed. Comments are listed below:

**General comments:**

The proposed clauses in Part K and Part L are generally welcomed as they clarify the commitments of Network Rail at a local level and secure delivery of the outputs through contractual enforcement.

**Specific comments:**

**Part L**

- In the proposed consultation process, PTEs are not consultees in establishing the local output commitments. PTEs should have some inputs to the local output commitment especially if there are enhancements funded by a PTE and delivered by Network Rail. These enhancements should be included in the local output commitment.
- Part L should not specify the format and content of local output commitment but ORR should consider publishing guidelines.
- It is agreed that the principle of securing performance is more important than securing compensation. This should be conducive to rail improvement schemes and should be clearly reflected as an enforcement mechanism and to be included in Part L.

**Part K**

- The proposed information to be provided by Network Rail to TOCs appears sensible. Most of the information will be helpful for planning purposes but difficult for Network Rail to make any commitments.
- Whilst the format and the details of the information provided should not be included in Part K, it would be helpful if ORR could publish standard proforma in order to have some consistent in provision of the information.

If you require any clarification, please do not hesitate to contact me.

Yours sincerely

**KIERAN PRESTON**  
**Director General**