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OFFICE OF **RAIL REGULATION**

22 December 2006

John Boon Esq
Secretary, Class Representative Committee
Network Rail Infrastructure Limited
40 Melton Street
London
NW1 2EE

Dear Mr Boon

APPROVAL OF PROPOSAL FOR CHANGE 42 RELATING TO PART G OF THE NETWORK CODE

1. The Office of Rail Regulation has today approved Proposal for Change (PfC) 42 to the Network Code, which was submitted to it by the Class Representative Committee (CRC) on 8 December 2006.

2. This proposal implements a number of amendments to the Network Change mechanisms set out in Part G of the Network Code. The key changes are the inclusion of a blocking right in relation to expected future use, the introduction of a Complex Projects Procedure and clarification on when a network change proposal may be implemented. ORR has participated in the development of the amendments and has considered and commented on them at all stages. ORR has reviewed the consultation responses received and considered by the CRC at its meeting on 7 December 2006. ORR has approved the proposal because it is satisfied that the changes provide greater clarity of how proposed network changes should be facilitated. The approval is consistent with ORR's section 4 duty to enable persons providing railway services to plan the future of their businesses with a reasonable degree of assurance.

3. In accordance with Condition C9.1.2 of the Network Code, the amendments to Part G shall have effect 21 days from the date of this notification.

4. In giving CRC notice of approval ORR also copies this letter and attached notice to all parties identified under Conditions A4.1 and C9.1.1 of the Network Code.

5. A copy of this letter, the approval notice and the proposals will be placed on the ORR website. A copy of the approval notice will also go on ORR's public register.

Yours sincerely

Brian Kogan

INVESTOR IN PEOPLE

22 December 2006

NOTICE OF APPROVAL OF CHANGE TO THE NETWORK CODE TO IMPLEMENT CHANGES TO PART G

1. This notice is given under Condition C7.1.3 of the Network Code. Terms defined in the Network Code have the same meaning in this notice. References in this notice to Conditions are references to Conditions of the Network Code.

2. The Class Representative Committee (CRC) submitted Proposal for Change 42 under Condition C7.1.1 on 8 December 2006. The CRC has also submitted a written memorandum explaining the reasons for the proposed changes and details of the result of the consultation process as required by Condition C7.1.1.

3. The Secretary to the CRC has informed me that the Proposal for Change was unanimously endorsed by the CRC at its meeting on 7 December 2006.

4. ORR now gives notice to the CRC that it approves Proposal for Change 42 for the purpose of Condition C7.1.3.

5. A copy of the Proposal for Change is attached to this notice.

Brian Kogan
Deputy Director, Rail Markets, Passengers and Freight