

First/Keolis TransPennine response

From: George Thomas
Sent: 17 April 2008 14:14
To: O'Connor Marianne
Subject: Re: XC TRAINS LIMITED 1ST SUPPLEMENTAL AGREEMENT

Marianne,

Many thanks for your e-mail, I confirm that First/Keolis TransPennine Limited is satisfied with this explanation and has no further comment.

Kind regards,

George Thomas
Access Manager
First TransPennine Express

From: O'Connor Marianne
Sent: 17 April 2008 14:06
To: 'George.Thomas@firstgroup.com'
Subject: XC TRAINS LIMITED 1ST SUPPLEMENTAL AGREEMENT

George

Further to our earlier conversation I can confirm that the rights requested by way of the XC 1st Supplemental will be valid from the Subsidiary Change Date 2008 (18th May 2008) until the Principal Change Date 2008 (14th December 2008). As I described on the telephone, a 2nd Supplemental is presently being worked upon which will seek rights from the Principal Change Date 2008 until the expiry of XC's Track Access Agreement. You will be consulted on this as part of the Industry Consultation which Network Rail will be carrying out for the reasons I explained on the telephone.

I hope that this answers your query and that you can now accept the proposals.

Kind regards

Marianne

From: George Thomas
Sent: 15 April 2008 11:06
To: O'Connor Marianne
Subject: Re: Industry Consultation - XC Trains Limited 1st Supplemental Agreement May 2008

Dear Marianne,

I refer to your e-mail of 25 March 2008.

First/Keolis TransPennine Limited wishes the parties to clarify the effective period detailed in the Supplemental Agreement and the application form. It appears that the Supplemental Agreement refers to the amendments being effective from the Effective Date as defined by the supplemental Agreement and the Expiry Date detailed in the Track Access Contract, which is defined as the Passenger Change Date 2014. In contrast the application form refers

to the amendments being effective from the Subsidiary Change Date 2008 to the Passenger Change Date 2008.

Should you wish to discuss this with me please use the details below.

Kind regards,

George Thomas
Access Manager
First TransPennine Express